

Exhibit A

Claim No. 4383

*Grace Properties Limited
Partnership*



WR Grace
Property Damage
Index Sheet

SR00000400

Claim Number: 00004383

Receive Date: 03/20/2003

Multiple Claim Reference

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Attorney Information

Firm Number:

Firm Name:

Attorney Number:

Attorney Name:

Zip Code:

Cover Letter Location Number:

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form	
	<input type="checkbox"/> Amended	
	<input type="checkbox"/> Post-Deadline Postmark Date	

Box/Batch: WRPD0002/WRPD0007

Document Number: WRPD000335

Real Property For Which A Claim Is Being Asserted

1. What is the address of the real property for which a claim is being asserted (referred to herein as "the property")?

15 WEST SIXTH STREET

Street Address

CINCINNATI

City

USA

Country

OH

State

45202

Zip Code

(Province) (Postal Code)

2. Are you completing an Asbestos Property Damage Proof of Claim Form for any other real property other than the one listed at "1" above?

☒ Yes ☐ No

3. Do you currently own the property listed in Question 1, above?

☒ Yes ☐ No

4. When did you purchase the property?

10 - 1994

Month Day Year

5. What is the property used for (check all that apply)

☐ Owner occupied residence☐ Residential rental☒ Commercial☐ Industrial Specify:☐ Other Specify:

6. How many floors does the property have?

20

7. What is the approximate square footage of the property?

598,400

8. When was the property built?

☒ Before 1969☐ 1969 - 1973☐ After 1973

9. What is the structural support of the property?

☐ Wood frame☐ Structural concrete☒ Brick☐ Steel beam/girder☐ Other Specify:

10. Have you or has someone on your behalf completed any interior renovations on the property which affected any asbestos on the property?

☒ Yes ☐ No

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A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

Year			

Description VARIOUS RENOVATIONS

Year			

Description

Year			

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

Year			

Description VARIOUS RENOVATIONS

Year			

Description

Year			

Description

B. Claim Category

12. For which category are you making a claim on the property?

☒ Category 1: Allegation with respect to asbestos from a Grace product in the property

☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

If you checked Category 1, please fill in the following information:

If you checked Category 2, please fill in the following information:

Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☒ Munkote-3 fireproofing insulation

☐ Other Specify:

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

Year			

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

Year			

☐ Don't know.

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16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

NOT DELIVERED TO US BY PRIOR OWNER, AT&T

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

☐☐☐☐

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

UNSURE OF SPECIFICS AT THIS TIME

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

☐☐☐☐

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

UNSURE OF SPECIFICS AT THIS TIME

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☐ Yes ☒ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

NOT DELIVERED TO US BY PRIOR OWNER, AT&T

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

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25. If you responded Yes to question 22, or 24, and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Description
Year

Description
Year

Description
Year

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☐ Yes

☒ No

IF YES, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26, but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes

☒ No

29. If you responded Yes to question 26, or 28, and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Company/Individual
Year

Type of testing:

Company/Individual
Year

Type of testing:

Company/Individual
Year

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☐ Yes

☒ No

TO THE BEST OF OUR KNOWLEDGE

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Description
Year

Description
Year

Description
Year

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Category 2 Claim: Allegation With Respect To One of Grace's Vermiculite Mining, Milling Or Processing Operations

32. What is the business address or location of the Grace operation which has led to your claim?

N/A

Business Name

Street Address

City

State

Zip Code

Country

(Province) (Postal Code)

33. If your claim relates to a personal residence, does (or did) anyone living in the household work for Grace?

☐ Yes ☐ No

N/A

34. If yes, specify the following for each such individual:

<p>Name of Individual Working at Grace Operation</p> <p><i>N/A</i></p> <p>Date of Birth</p> <p>Month - Day - Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>	<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p>Month - Day - Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>
<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p>Month - Day - Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>	<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p>Month - Day - Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>

35. When did you first know of the presence of asbestos on your property?

Year

N/A

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36. How did you first learn of the presence of asbestos on your property?

N/A

Attach all documents relating or referring to the presence of asbestos on the property. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

37. If you do not have any documents relating or referring to the presence of asbestos on the property, explain why not and indicate who may have possession or control of any such documents with respect to the property.

N/A

38. Have you or anyone on your behalf made an effort to remove, contain and/or abate the asbestos on your property?

☐ Yes

☐ No

N/A

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

39. If you do not have any documents relating or referring to the removal, containment and/or abatement of the asbestos on your property, explain why not and indicate who may have possession and control of such documents with respect to the property.

N/A

40. If you or someone on your behalf did not make an effort to remove, contain and/or abate the asbestos on your property, to the best of your knowledge, did anyone else make such an effort?

☐ Yes

☐ No

N/A

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41. If you responded Yes to question 38, or question 40, and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

Year	Description
	N/A
Year	Description
Year	Description

42. Have you or anyone on your behalf conducted any other testing or sampling for the presence of asbestos on your property?

☐ Yes ☐ No

N/A

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Orace upon Orace's further request.

43. If you do not have any documents relating or referring to any other such testing or sampling for the presence of asbestos on your property, explain why not and indicate who may have possession or control of such documents with respect to the property.

N/A

44. If you or someone on your behalf did not conduct any other testing or sampling for the presence of asbestos on your property, to the best of your knowledge, did anyone else conduct such testing or sampling?

☐ Yes ☐ No

N/A

45. If you responded Yes to question 42, or question 44, and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

Year	Description
	N/A
Year	Description
Year	Description

46. Were you aware of the presence of asbestos on your property when you purchased your property?

☐ Yes ☐ No

N/A

47. If you have sold the property, were you aware of the presence of asbestos on your property when you sold your property?

☐ Yes ☐ No ☐ Not Applicable, have not sold the property

N/A

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INTRODUCTION

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?
- ☒ No
☐ Yes - lawsuit
☐ Yes - non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?
- ☒ No
☐ Yes - lawsuit
☐ Yes - non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

- a. Caption: _____
- b. Court where suit originally filed: _____ Docket No.: _____
County/State
- c. Date filed: ____ - ____ - ____
Month Day Year
-
- a. Caption: _____
- b. Court where suit originally filed: _____ Docket No.: _____
County/State
- c. Date filed: ____ - ____ - ____
Month Day Year
-
- a. Caption: _____
- b. Court where suit originally filed: _____ Docket No.: _____
County/State
- c. Date filed: ____ - ____ - ____
Month Day Year

(Attach additional pages if necessary.)

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NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

NAME & SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.

By: TERRACE PROPERTIES LTD. PARTNERSHIP/By: TERRACE PROPERTIES CORP, GP. *
[Signature]
SIGNATURE OF CLAIMANT

02-17-2003
Month Day Year

(SEE FOLLOWING PAGE)

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
18 U.S.C. §§ 152 & 2371.

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1018120,

* As of this time Claimant has been unable to conclusively determine the sources of the ACM in its property, and the precise amount of damages actually suffered. Accordingly, Claimant reserves the right to amend or withdraw this claim at such time as these determinations are completed.

Exhibit B

Claim No. 11309



WR Grace
Property Damage
Index Sheet

SR00000676

Claim Number: 00011309

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Attorney Information

Firm Number: 00379

Firm Name: Dean & Fulkerson PC

Attorney Number: 00259

Attorney Name: Richard A Barr

Zip Code: 48084

Cover Letter Location Number: SR00000676

Attachments
Medical Monitoring

- ☐ TBD
☐ TBD
☐ TBD
☐ TBD
☐ TBD

Attachments
Property Damage

- ☐ TBD
☐ TBD
☐ TBD
☐ TBD
☐ TBD
☐ Other Attachments

Non-Asbestos

- ☐ Other Attachments

Other

- ☐ Non-Standard Form
☐ Amended
☐ Post-Deadline Postmark Date

P#	S	A S S O C I A T E S
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38-3029294

[illegible]

1

[illegible][illegible]

1

[illegible][illegible][illegible]

MI

4	8	1	2	6
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Zip Code

(Province) (Postal Code)

[illegible]

PART 2: ATTORNEY INFORMATION

DEAN & FULKERSON P.C.

R	I	C	H	A	R	D								
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4

[illegible]

S	O	I	W	B	I	G	B	E	A	V	E	R	S	T	E	S	O	D
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[illegible]

4.1	
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4	8	0	8	4
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Zin Code

(Province) (Postal Code)

(248) 273-2161

REC'D MAR 31 2003

WR Grace PD.14.53.2625

00011309

SR=676

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PART 3: PROPERTY INFORMATION**A. Real Property For Which A Claim Is Being Asserted**

1. What is the address of the real property for which a claim is being asserted (referred to herein as "the property")?

14700 HENN

Street Address

DEARBORN

City

MI

State

48126

Zip Code

(Province) (Postal Code)

USA

Country

2. Are you completing an Asbestos Property Damage Proof of Claim Form for any other real property other than the one listed at "1" above?

☐ Yes ☒ No

3. Do you currently own the property listed in Question 1, above?

☒ Yes ☐ No

4. When did you purchase the property?

03-12-1992

Month Day Year

5. What is the property used for (check all that apply)

☐ Owner occupied residence☐ Residential rental☐ Commercial☒ Industrial Specify: Machining Operations☐ Other Specify:

6. How many floors does the property have?

001

7. What is the approximate square footage of the property?

118000

8. When was the property built?

☒ Before 1969☐ 1969 - 1973☐ After 1973

9. What is the structural support of the property?

☐ Wood frame☐ Structural concrete☐ Brick☐ Steel beam/girder☒ Other Specify: Concrete block

10. Have you or has someone on your behalf completed any interior renovations on the property which affected any asbestos on the property?

☐ Yes ☒ No

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A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

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Year

Description

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--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☐ Yes ☒ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

B. Claim Category

12. For which category are you making a claim on the property?

☐ Category 1: Allegation with respect to asbestos from a Grace product in the property

☒ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
- If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation

☐ Other

Specify:

--

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☐ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

--	--	--	--

Year

☐ Don't know.

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16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☐ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

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25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Year				

Description

--

Year				

Description

--

Year				

Description

--

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☐ Yes☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

--

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes☐ No

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Year				

Company/Individual

--

Type of testing:

--

Year				

Company/Individual

--

Type of testing:

--

Year				

Company/Individual

--

Type of testing:

--

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☐ Yes☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Year				

Description

--

Year				

Description

--

Year				

Description

--

D. Category 2 Claim: Allegation With Respect To One of Grace's Vermiculite Mining, Milling Or Processing Operations

32. What is the business address or location of the Grace operation which has led to your claim?

WR GRACE ZONOLITE DIVISION

Business Name

14300 KENN

Street Address

DEARBORN

City

MI

State

48126

Zip Code

(Province) (Postal Code)

USA

Country

33. If your claim relates to a personal residence, does (or did) anyone living in the household work for Grace?

☐ Yes ☐ No

34. If yes, specify the following for each such individual:

Name of Individual Working at Grace Operation <div></div> Date of Birth <div></div> - <div></div> - <div></div> Month Day Year Occupation(s) of Individual <div></div> Dates Worked at Operation From: <div></div> To: <div></div> Year Year	Name of Individual Working at Grace Operation <div></div> Date of Birth <div></div> - <div></div> - <div></div> Month Day Year Occupation(s) of Individual <div></div> Dates Worked at Operation From: <div></div> To: <div></div> Year Year
Name of Individual Working at Grace Operation <div></div> Date of Birth <div></div> - <div></div> - <div></div> Month Day Year Occupation(s) of Individual <div></div> Dates Worked at Operation From: <div></div> To: <div></div> Year Year	Name of Individual Working at Grace Operation <div></div> Date of Birth <div></div> - <div></div> - <div></div> Month Day Year Occupation(s) of Individual <div></div> Dates Worked at Operation From: <div></div> To: <div></div> Year Year

35. When did you first know of the presence of asbestos on your property?

2002
Year

36. How did you first learn of the presence of asbestos on your property?

Notice from U.S. EPA

Attach all documents relating or referring to the presence of asbestos on the property. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

37. If you do not have any documents relating or referring to the presence of asbestos on the property, explain why not and indicate who may have possession or control of any such documents with respect to the property.

Documents are being prepared and summarized for later submission

38. Have you or anyone on your behalf made an effort to remove, contain and/or abate the asbestos on your property?

☐ Yes ☒ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

39. If you do not have any documents relating or referring to the removal, containment and/or abatement of the asbestos on your property, explain why not and indicate who may have possession and control of such documents with respect to the property.

N/A

40. If you or someone on your behalf did not make an effort to remove, contain and/or abate the asbestos on your property, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

41. If you responded Yes to question 38. or question 40. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

--	--	--	--

Year

Description

--	--	--	--

Year

Description

--	--	--	--

Year

Description

42. Have you or anyone on your behalf conducted any other testing or sampling for the presence of asbestos on your property?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

43. If you do not have any documents relating or referring to any other such testing or sampling for the presence of asbestos on your property, explain why not and indicate who may have possession or control of such documents with respect to the property.

Documents are to be received soon from U.S. EPA

44. If you or someone on your behalf did not conduct any other testing or sampling for the presence of asbestos on your property, to the best of your knowledge, did anyone else conduct such testing or sampling?

☒ Yes ☐ No

45. If you responded Yes to question 42. or question 44. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

2	0	0	3
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Year

Description

US EPA testing

--	--	--	--

Year

Description

--	--	--	--

Year

Description

46. Were you aware of the presence of asbestos on your property when you purchased your property?

☐ Yes ☒ No

47. If you have sold the property, were you aware of the presence of asbestos on your property when you sold your property?

☐ Yes ☐ No ☒ Not Applicable, have not sold the property

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PART 4: ASBESTOS LITIGATION AND CLAIMS

A. INTRODUCTION

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?

☒ No

☐ Yes – lawsuit☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?

 No

☐ Yes – lawsuit☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

a. Caption

N/A

b. Court where suit originally filed:

[illegible]

Docket No.:

[illegible]

County/State

c. Date filed:

$$\begin{array}{|c|c|} \hline & \\ \hline \end{array} - \begin{array}{|c|c|} \hline & \\ \hline \end{array} = \begin{array}{|c|c|c|c|} \hline & & & \\ \hline \end{array}$$

Month Day Year

a. Caption

--	--

b. Court where suit originally filed:

[illegible]

Docket No.:

--	--	--	--	--	--	--	--	--

County/State

c. Date filed:

	-		-	
--	---	--	---	--

Month Day Year

a. Caption

b. Court where suit originally filed:

[illegible]

Docket No.:

--	--	--	--	--	--	--	--	--

County/State

c. Date filed:

	-		-	
--	---	--	---	--

Month Day Year

(Attach additional pages if necessary.)

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted:

		-			-				
Month			Day			Year			

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted:

		-			-				
Month			Day			Year			

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted:

		-			-				
Month			Day			Year			

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other


Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


SIGNATURE OF CLAIMANT

03-28-2003
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.

18 U.S.C. §§ 152 & 3571.

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Exhibit C

Claim No. 11316

11316 PD
UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY KCK,



WR Grace
Property Damage
Index Sheet

Claim Number: 00011316

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended
Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended

Attorney Information

Firm Number: 00365 Firm Name: Evans & Mullinix PA
Attorney Number: 00245 Attorney Name: Joanne B Stutz
Zip Code: 66217

Cover Letter Location Number: SR00000648

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form	
	<input type="checkbox"/> Amended	
	<input type="checkbox"/> Post-Deadline Postmark Date	

Box/Batch: WRPD0014/WRPD0053

Document Number: WRPD002632

PART 1: CLAIMING PARTY INFORMATION

NAME:

UNIFIED GOVERNMENT OF WYANDOTTE COUNTY KCK

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

- - - -

(last four digits of SSN)

F.E.I.N. (Business Claimants)

- - - - -

Other names by which claiming party has been known (such as maiden name or married name):

- - - - -

First

MI

- - - - -

Last

- - - - -

First

MI

- - - - -

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

701 NORTH 7TH STREET SUITE 532

Street Address

KANSAS CITY

City

KS

State

66101

Zip Code

(Province) (Postal Code)

USA

Country

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

EVANS & MULLINIX PA

Name of Attorney:

JOANNE

First

MI

STUTZ

Last

Mailing Address:

7225 RENNER RD SUITE 200

Street Address

SHAWNEE

City

KS

State

66217

Zip Code

(Province) (Postal Code)

Telephone:

(913) 962-8700

Area Code

REC'D MAR 31 2003

WR Grace PD 14.53.2632
00011318
SR=648

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PART 3: PROPERTY INFORMATION**A. Real Property For Which A Claim Is Being Asserted**

1. What is the address of the real property for which a claim is being asserted (referred to herein as "the property")?

8 0 5 N O R T H 6 T H S T R E E T

Street Address

K A N S A S C I T Y

City

K S

State

6 6 1 0 1

Zip Code

U S A

Country

(Province) (Postal Code)

2. Are you completing an Asbestos Property Damage Proof of Claim Form for any other real property other than the one listed at "1" above?

☒ Yes ☐ No

3. Do you currently own the property listed in Question 1, above?

☒ Yes ☐ No

4. When did you purchase the property?

- - -
Month Day Year

5. What is the property used for (check all that apply)

☐ Owner occupied residence

☐ Residential rental

☐ Commercial

☐ Industrial Specify:

☒ Other Specify:

Vacant Building - Previously housed City Hall

6. How many floors does the property have?

4

7. What is the approximate square footage of the property?

4 5 0 0 0

8. When was the property built?

☒ Before 1969

☐ 1969 - 1973

☐ After 1973

9. What is the structural support of the property?

☐ Wood frame

☒ Structural concrete

☐ Brick

☐ Steel beam/girder

☐ Other Specify:

10. Have you or has someone on your behalf completed any interior renovations on the property which affected any asbestos on the property?

☐ Yes ☐ No

9 2 7 6 1 0 2

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A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☐ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

--	--	--	--

Year

Description

--

B. Claim Category

12. For which category are you making a claim on the property?

☒ Category 1: Allegation with respect to asbestos from a Grace product in the property

☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
- If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation

☒ Other Specify: Unknown

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☐ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

--	--	--	--

Year

☒ Don't know.

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16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

Documents have been lost or destroyed.

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

Unknown

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

Unknown

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

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25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Year			

Description

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Year			

Description

--

Year			

Description

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26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☐ Yes☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

--

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes☐ No

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Year			

Company/Individual

--

Type of testing:

--

Year			

Company/Individual

--

Type of testing:

--

Year			

Company/Individual

--

Type of testing:

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30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☐ Yes☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Year			

Description

--

Year			

Description

--

Year			

Description

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D. Category 2 Claim: Allegation With Respect To One of Grace's Vermiculite Mining, Milling Or Processing Operations

32. What is the business address or location of the Grace operation which has led to your claim?

Business Name																																							
Street Address																																							
City																				State					Zip Code														
Country																				(Province)					(Postal Code)														

33. If your claim relates to a personal residence, does (or did) anyone living in the household work for Grace?
☐ Yes ☐ No

34. If yes, specify the following for each such individual:

<p>Name of Individual Working at Grace Operation</p> <p>Date of Birth</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>	<p>Name of Individual Working at Grace Operation</p> <p>Date of Birth</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>
<p>Name of Individual Working at Grace Operation</p> <p>Date of Birth</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>	<p>Name of Individual Working at Grace Operation</p> <p>Date of Birth</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p>Dates Worked at Operation</p> <p>From: Year To: Year</p>

35. When did you first know of the presence of asbestos on your property? Year

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36. How did you first learn of the presence of asbestos on your property?

Attach all documents relating or referring to the presence of asbestos on the property. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

37. If you do not have any documents relating or referring to the presence of asbestos on the property, explain why not and indicate who may have possession or control of any such documents with respect to the property.

38. Have you or anyone on your behalf made an effort to remove, contain and/or abate the asbestos on your property?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

39. If you do not have any documents relating or referring to the removal, containment and/or abatement of the asbestos on your property, explain why not and indicate who may have possession and control of such documents with respect to the property.

40. If you or someone on your behalf did not make an effort to remove, contain and/or abate the asbestos on your property, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

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41. If you responded Yes to question 38. or question 40. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			
<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			
<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			

42. Have you or anyone on your behalf conducted any other testing or sampling for the presence of asbestos on your property?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

43. If you do not have any documents relating or referring to any other such testing or sampling for the presence of asbestos on your property, explain why not and indicate who may have possession or control of such documents with respect to the property.

44. If you or someone on your behalf did not conduct any other testing or sampling for the presence of asbestos on your property, to the best of your knowledge, did anyone else conduct such testing or sampling?

☐ Yes ☐ No

45. If you responded Yes to question 42. or question 44. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			
<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			
<input type="text"/>	<input type="text"/>	Description	<input type="text"/>
Year			

46. Were you aware of the presence of asbestos on your property when you purchased your property?

☐ Yes ☐ No

47. If you have sold the property, were you aware of the presence of asbestos on your property when you sold your property?

☐ Yes ☐ No ☐ Not Applicable, have not sold the property

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PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?

☒ No
☐ Yes - lawsuit
☐ Yes - non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?

☒ No
☐ Yes - lawsuit
☐ Yes - non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

a. Caption

b. Court where suit originally filed: County/State Docket No.:

c. Date filed: - - Month Day Year

a. Caption

b. Court where suit originally filed: County/State Docket No.:

c. Date filed: - - Month Day Year

a. Caption

b. Court where suit originally filed: County/State Docket No.:

c. Date filed: - - Month Day Year

(Attach additional pages if necessary.)

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C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other

Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:

☐ Grace

☐ Other


Name of Entity

PART 5: SIGNATURE PAGE.

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.



SIGNATURE OF CLAIMANT

Joanne B. Stutz, Attorney for Unified Government

- -
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both. 18 U.S.C. §§ 152 & 3571.

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SUPPLEMENT TO PROOF OF CLAIM OF
UNIFIED GOVERNMENT OF WYANDOTTE COUNTY, KANSAS CITY, KANSAS
FOR 805 NORTH 6TH STREET, KANSAS CITY, KANSAS

Question:

- (4) Unknown. Building was erected in 1930.
- (10) Unknown
- (11) Unknown
- (14) Unknown
- (18) Unknown
- (20) Unknown
- (22) Unknown
- (24) Unknown
- (26) Unknown
- (28) Unknown
- (30) Unknown

Exhibit D

Letter Response

William H. Pritchett
203 El Monte Drive
Santa Barbara, CA
(805) 899-4377 93109
Fax 206-282-5865
willprt@cs.com

Claim Number 1860

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELEWARE

In re
W.R. GRACE & CO, et al.

) Case No. 01-01139(JFK)
) Jointly Administered
) Response to Notice of Intent to
) Objection to Claim
) NO APPEARANCE

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Debtor(s) have not requested nor motioned this court for additional information, supporting documentation, or other with regard to said claim. That claimant will willingly furnish all information necessary in order to document and substantiate claim or proof of claim filed in good faith and with good faith showing. My claim arises from asbestos damages to my commercial office building. The report disclosed asbestos damages in December 1998, amounting to \$67,000.00 in reparations to building for removal. Sufficient information to document said claim and has been submitted as proof thereof to debtor(s).

Dated: 12/24/2004


WILLIAM H. PRITCHETT SR.

WILLIAM H. PRITCHETT SR.
203 EL MONTE DRIVE
SANTA BARBARA, CA 93109-2005

FACSIMILE: (206) 282-5865
WILLPRT@CS.COM

December 25, 2004

Leigh Callaghan Personal & Confidential
Colliers International
601 Union Street, Suite 5300
Seattle, WA 98101-4045

RE: Claim number 1860, Debtor, Grace & Co. et al., Class Action Suit for Damages
United States Bankruptcy Court, District of Delaware, Case 01-01139(JFK)

Supplemental Information for asbestos claim

Dear Leigh

As you may recall, I filed an asbestos claim with Grace & Co. the manufacturers of the product which was installed in the original 1966 construction of the building located 226 Second Avenue West, Seattle, WA 98119. The court is requesting additional information in the form of the inspection report from the buyer. This report is normally part of the escrow file. If you could forward this report to the address listed above as soon as possible in order to assist the processing of this claim. In the alternative, if you could send the name of the company who performed the inspection, so I can contact them for more documentation. Your prompt attention to this very important matter is greatly appreciated.

Very Truly Yours,



William H. Pritchett

✓ cc Kirkland & Ellis, LLP
✓ cc United States Bankruptcy Court

WILLIAM H. PRITCHETT SR.
203 EL MONTE DRIVE
SANTA BARBARA, CA 93109-2005

FACSIMILE: (206) 282-5865
WILLPRT@CS.COM

December 25, 2004

Kirkland & Ellis LLP
200 E. Randolph Drive
Chicago, IL 60601
Att: Joseph S. Nacca

RE: Claim number 1860, Debtor, Grace & Co. et al., Class Action Suit for Damages
United States Bankruptcy Court, District of Delaware, Case 01-01139(JFK)

Supplemental Information for asbestos claim.

Mr. Nacca,

This claim arises from an investigative report. During the course of inspection for escrow, it was determined by the buyer that asbestos was present and that there would be additional costs incurred as a result for the removal, according to health and safety codes. I was the owner/seller of the building located 226 Second Avenue West, Seattle WA 98119, which was constructed in 1966. The report is part of the escrow file with Chicago Title Company provided by the buyer. The report outlines where the asbestos was located specifically in the building and the cost of removal. The cost was deducted in the amount of \$67,000.00. The damages to the buyer for the removal is claimed and any proof can be provided in the report. I will contact the real estate agent forthwith in order to obtain any additional material information to be supplemental to this claim for damages.

Sincerely,



William H. Pritchett

cc Leigh Callaghan, Colliers International Real Estate Broker

Exhibit E

Claim No. 11657



WR Grace
Property Damage
Index Sheet

SR00000611

Claim Number: 00011657

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Attorney Information

Firm Number: 00131

Firm Name: Speights & Runyan

Attorney Number: 00227

Attorney Name: Daniel A Speights

Zip Code: 29924

Cover Letter Location Number: SR00000611

Attachments
Medical Monitoring

- ☐ TBD
☐ TBD
☐ TBD
☐ TBD
☐ TBD

Attachments
Property Damage

- ☐ TBD
☐ TBD
☐ TBD
☐ TBD
☐ TBD
☒ Other Attachments

Non-Asbestos

- ☐ Other Attachments

Other

- ☐ Non-Standard Form
☐ Amended
☐ Post-Deadline Postmark Date

Box/Batch: WRPD0015/WRPD0060

Document Number: WRPD002973

PART 1: CLAIMING PARTY INFORMATION

NAME:

SCHOOL DISTRICT 43 COQUITLAM

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

F.E.I.N. (Business Claimants)

[] [] [] []

[] - [] [] [] [] [] []

(last four digits of SSN)

Other names by which claiming party has been known (such as maiden name or married name):

[] []

First

[]

MI

[] []

Last

[] []

First

[]

MI

[] []

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

MONTGOMERY MIDDLE 1900 EDGEWOOD AVE.

Street Address

COQUITLAM

City

BC

State

V3K2Y1

Zip Code

CANADA

Country

(Province) (Postal Code)

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

SPEIGHTS & RUNYAN

Name of Attorney:

DANIEL A SPEIGHTS

First

A

MI

SPEIGHTS

Last

Mailing Address:

200 JACKSON AVENUE EAST PO BOX 685

Street Address

HAMPTON

City

SC

State

29924

Zip Code

Telephone:

(803) 943-4444

Area Code

(Province) (Postal Code)

REC'D MAR 3 1 2003

9276101

WR Grace PD.15.60.2973
00011657
SR=611

SERIAL #

PART 3: PROPERTY INFORMATION**A. Real Property For Which A Claim Is Being Asserted**

1. What is the address of the real property for which a claim is being asserted (referred to herein as "the property")?

MONTGOMERY MIDDLE 1900 EDGEWOOD AVE.

Street Address

PORT COQUITLAM

City

BC

State

V3K2Y1

Zip Code

CANADA

Country

(Province) (Postal Code)

2. Are you completing an Asbestos Property Damage Proof of Claim Form for any other real property other than the one listed at "1" above?

☒ Yes ☐ No

3. Do you currently own the property listed in Question 1, above?

☒ Yes ☐ No

4. When did you purchase the property?

- - 1963

Month Day Year

5. What is the property used for (check all that apply)

☐ Owner occupied residence☐ Residential rental☐ Commercial☐ Industrial Specify:☒ Other Specify:

EDUCATIONAL

6. How many floors does the property have?

2

7. What is the approximate square footage of the property?

82787

8. When was the property built?

☒ Before 1969☐ 1969 - 1973☐ After 1973

9. What is the structural support of the property?

☐ Wood frame☐ Structural concrete☐ Brick☐ Steel beam/girder☒ Other Specify:

CONCRETE FRAME

10. Have you or has someone on your behalf completed any interior renovations on the property which affected any asbestos on the property?

☒ Yes ☐ No

9276102

SERIAL #

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

Year			

Description VARIOUS YEARS, NUMEROUS PROJECTS

Year			

Description

Year			

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☐ Yes ☒ No

If yes, please specify the dates and descriptions of such renovations.

Year			

Description

Year			

Description

Year			

Description

B. Claim Category

12. For which category are you making a claim on the property?

☒ Category 1: Allegation with respect to asbestos from a Grace product in the property

☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
- If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation

☒ Other Specify: SURFACE TREATMENT

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

Year			

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

Year			

☒ Don't know.

9276103

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

SEE ATTACHED "APPENDIX I"

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

2003

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

SEE ANSWER 17 ABOVE

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

2003

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SAME AS QUESTION 19

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

SAME AS QUESTION 17

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

9276104

SERIAL #

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Description **VARIOUS YEARS, NUMEROUS PROJECTS**

Year

Description

Year

Description

Year

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes

☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

SEE ATTACHED "APPENDIX I"

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☒ Yes

☐ No

NOT APPLICABLE

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Company/Individual **VARIOUS YEARS, NUMEROUS PROJECTS**

Year

Type of testing:

Company/Individual

Year

Type of testing:

Company/Individual

Year

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes

☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Description **AFFECTED BY NUMEROUS CUSTODIAL AND MAINTENANCE ACTIVITIES & RENOVATIO**

Year

Description

Year

Description

Year

9276105

SERIAL #

D. Category 2 Claim: Allegation With Respect To One of Grace's Vermiculite Mining, Milling Or Processing Operations

32. What is the business address or location of the Grace operation which has led to your claim?

Business Name																													
Street Address																													
City																				State		Zip Code							
																				(Province)		(Postal Code)							
Country																													

33. If your claim relates to a personal residence, does (or did) anyone living in the household work for Grace?

☐ Yes ☐ No

34. If yes, specify the following for each such individual:

<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p> - -</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p></p> <p>Dates Worked at Operation</p> <p>From: To:</p> <p>Year Year</p>	<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p> - -</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p></p> <p>Dates Worked at Operation</p> <p>From: To:</p> <p>Year Year</p>
<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p> - -</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p></p> <p>Dates Worked at Operation</p> <p>From: To:</p> <p>Year Year</p>	<p>Name of Individual Working at Grace Operation</p> <p></p> <p>Date of Birth</p> <p> - -</p> <p>Month Day Year</p> <p>Occupation(s) of Individual</p> <p></p> <p>Dates Worked at Operation</p> <p>From: To:</p> <p>Year Year</p>

35. When did you first know of the presence of asbestos on your property?

- - - -

Year

9276106

SERIAL #

36. How did you first learn of the presence of asbestos on your property?

Attach all documents relating or referring to the presence of asbestos on the property. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

37. If you do not have any documents relating or referring to the presence of asbestos on the property, explain why not and indicate who may have possession or control of any such documents with respect to the property.

38. Have you or anyone on your behalf made an effort to remove, contain and/or abate the asbestos on your property?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

39. If you do not have any documents relating or referring to the removal, containment and/or abatement of the asbestos on your property, explain why not and indicate who may have possession and control of such documents with respect to the property.

40. If you or someone on your behalf did not make an effort to remove, contain and/or abate the asbestos on your property, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

9276107

SERIAL #J

41. If you responded Yes to question 38. or question 40. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

Description
Year

Description
Year

Description
Year

42. Have you or anyone on your behalf conducted any other testing or sampling for the presence of asbestos on your property?

☐ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession or control of the document.

If you provide a summary of the documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

43. If you do not have any documents relating or referring to any other such testing or sampling for the presence of asbestos on your property, explain why not and indicate who may have possession or control of such documents with respect to the property.

44. If you or someone on your behalf did not conduct any other testing or sampling for the presence of asbestos on your property, to the best of your knowledge, did anyone else conduct such testing or sampling?

☐ Yes ☐ No

45. If you responded Yes to question 42. or question 44. and you have not supplied related documents, please specify the dates and descriptions of any such efforts.

Description
Year

Description
Year

Description
Year

46. Were you aware of the presence of asbestos on your property when you purchased your property?

☐ Yes ☐ No

47. If you have sold the property, were you aware of the presence of asbestos on your property when you sold your property?

☐ Yes ☐ No ☐ Not Applicable, have not sold the property

9276108

SERIAL #

PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?

☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?

☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

a. Caption ANDERSON MEMORIAL HOSPITAL, ON BEHALF OF ITSELF AND OTHERS SIMILARLY SITUATED V W.R. GRACE AND COMPANY, ET AL.

b. Court where suit originally filed: HAMPTON COUNTY SC Docket No.: 92CP25279
County/State

c. Date filed: 12 - 23 - 1992
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

(Attach additional pages if necessary.)

9276109

SERIAL #J

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

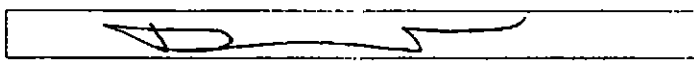
c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


 SIGNATURE OF CLAIMANT

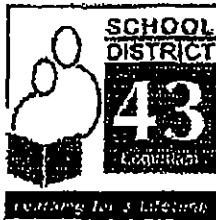
- -
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
 18 U.S.C. §§ 152 & 3571.

03/25/03 TUE 11:24 FAX 604 941 9369

S.D. #43-MAINTENANCE

042



1982 Kingsway Avenue, Port Coquitlam, BC. V3C 1S8, Phone 604-941-6278, Fax 604-941-9369

Date: March 24, 2003

Speights & Runyan
200 Jackson Avenue, East
Hampton, South Carolina
USA 29924

To Whom It May Concern,

RE: Montgomery Middle School, 1900 Edgewood Avenue, Coquitlam V3K 2Y1

The purpose of this letter is to verify that to the best of my knowledge the Montgomery Middle School was built in 1963.

Sincerely,

School District 43 (Coquitlam)

for 
Keith Horne,

Manager - Facilities, P.Eng.

APPENDIX I

Response to Question 17: The Claimant understands Question 16 to ask for the existence of historical documents demonstrating that Grace's asbestos-containing product was purchased and/or installed in the property. As indicated in its response, the Claimant does not know of any such specific documents at this time. The Claimant assumes that there would have been a large number of original construction documents, including drawings and specifications, which, if not destroyed in the ordinary course of business, might possibly be found at a number of storage facilities, including those under the control of various persons involved with the design and construction of the property and the sale and installation of products in the property. In addition, this claim is based upon an assertion that debtors manufactured or sold products containing asbestos that are or were present in this property and/or all other theories of liability that are allowed by law including but not limited to conspiracy and fraudulent transfer. Moreover, Claimant believes Grace itself may be in control of supporting documentation, or other supporting information, regarding whom Grace or their salesmen sold their products to, and Claimant may need documentation or discovery from Grace on this issue. Claimant does not waive any rights, but is willing to discuss this matter with Grace if it believes Claimant's response is insufficient.

Response to Question 23: Taken literally, Question 22 seeks all documents relating to not only the removal, enclosure and encapsulation, but operations and maintenance documents which attempt to contain contamination from Grace's product. There is insufficient time to locate all such documents that might be called for in Question 22. To the extent that such documents have not been destroyed in the ordinary course of business, they may exist in the files or dead storage of many persons involved with such projects. Before undertaking an effort of this magnitude, Claimant would like to work with Grace to understand exactly what it is that Grace is seeking and whether Claimant can easily accommodate that request.

Response to Question 27: As Claimant understands Question 26, Grace seeks all documents of every kind and description not only related to the testing or sampling for the presence of asbestos, including samples taken during any abatement projects, as well as all samples related to any other particulates, including, by way of example only, all silicates, lead dust and other metal dust, beta glucans, etc. Such documents, to the extent they exist, may not only be in the possession of Claimant, but a number of third party contractors and/or consultants as well. Before undertaking the search for all of these documents, Claimant wishes to discuss this matter with Grace and obtain a clarification.

Exhibit F

Claim No. 11591



WR Grace
Property Damage
Index Sheet

SR00000611

Claim Number: 00011591

Receive Date: - 03/31/2003

Multiple Claim Reference

Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended
Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended

Attorney Information

Firm Number: 00131

Firm Name: Speights & Runyan

Attorney Number: 00227

Attorney Name: Daniel A Speights

Zip Code: 29924

Cover Letter Location Number: SR00000611

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form <input type="checkbox"/> Amended <input type="checkbox"/> Post-Deadline Postmark Date	

PART 3: PROPERTY INFORMATION**A. Real Property For Which A Claim Is Being Asserted**

1. What is the address of the real property for which a claim is being asserted (referred to herein as "the property")?

3250 EUCLID AVENUE

Street Address

CLEVELAND

City

OH

State

Zip Code

UNITED STATES

Country

(Province) (Postal Code)

2. Are you completing an Asbestos Property Damage Proof of Claim Form for any other real property other than the one listed at "1" above?

☐ Yes ☒ No

3. Do you currently own the property listed in Question 1, above?

☒ Yes ☐ No

4. When did you purchase the property?

- - 1972

Month Day Year

5. What is the property used for (check all that apply)

☐ Owner occupied residence☐ Residential rental☒ Commercial☐ Industrial Specify:☐ Other Specify:

6. How many floors does the property have?

UNKNOWN

UNKNOWN

7. What is the approximate square footage of the property?

UNKNOWN

8. When was the property built?

☐ Before 1969☒ 1969 - 1973☐ After 1973

9. What is the structural support of the property?

☐ Wood frame☐ Structural concrete☐ Brick☒ Steel beam/girder☐ Other Specify:

10. Have you or has someone on your behalf completed any interior renovations on the property which affected any asbestos on the property?

☒ Yes ☐ No

9276102

SERIAL #

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

- ☒ Category 1: Allegation with respect to asbestos from a Grace product in the property
☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
 • If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☒ Monokote-3 fireproofing insulation

☐ Other

Specify:

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

1	9	7	2
---	---	---	---

Year

☐ Don't know.

9 2 7 6 1 0 3

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☒ Yes ☐ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

NOT APPLICABLE

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

2003

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

SEE ATTACHED

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

2003

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ATTACHED

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

SEE ATTACHED

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☒ Yes ☐ No

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Description **VARIOUS YEARS, NUMEROUS PROJECTS**

Year

Description

Year

Description

Year

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes

☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

SEE ATTACHED

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes

☐ No NOT APPLICABLE

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Company/Individual **VARIOUS YEARS, NUMEROUS SAMPLES**

Year

Type of testing:

Company/Individual

Year

Type of testing:

Company/Individual

Year

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes

☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Description **AFFECTED BY NUMEROUS CUSTODIAL AND MAINTENANCE ACTIVITIES AND RENOVATIONS.**

Year

Description

Year

Description

Year

W.R. Grace & Co.

Asbestos Property Damage

(9276)

Proof of Claim Form

Missing Page

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2

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5

⑥

⑦

⑧

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PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?
- ☐ No
- ☒ Yes -- lawsuit
- ☐ Yes -- non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?
- ☐ No
- ☒ Yes -- lawsuit
- ☐ Yes -- non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

a. Caption ANDERSON MEMORIAL HOSPITAL, ON BEHALF OF ITSELF & OTHERS SIMILARLY SITUATED
V. W.R. GRACE & COMPANY ET AL

b. Court where suit originally filed: HAMPTON SC Docket No.: 92CP25279
County/State

c. Date filed: 12 - 23 - 1992
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

(Attach additional pages if necessary.)

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

- a. Description of claim:
- b. Date submitted: - -
Month Day Year
- c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

- a. Description of claim:
- b. Date submitted: - -
Month Day Year
- c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

- a. Description of claim:
- b. Date submitted: - -
Month Day Year
- c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


SIGNATURE OF CLAIMANT
AMANDA G. STEINMEYER

- -
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
18 U.S.C. §§ 152 & 3571.

9276110

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SERIAL #

Response to Question 19: Through this bankruptcy process.

Response to Question 21: Refer to Question 19 Response.

Response to Question 23: Taken literally, Question 22 seeks all documents relating to not only the removal, enclosure and encapsulation, but operations and maintenance documents which attempt to contain contamination from Grace's product. There is insufficient time to locate all such documents that might be called for in Question 22. To the extent that such documents have not been destroyed in the ordinary course of business, they may exist in the files or dead storage of many persons involved with such projects. Before undertaking an effort of this magnitude, Claimant would like to work with Grace to understand exactly what it is that Grace is seeking and whether Claimant can easily accommodate that request.

Response to Question 27: As Claimant understands Question 26, Grace seeks all documents of every kind and description not only related to the testing or sampling for the presence of asbestos, including samples taken during any abatement projects, as well as all samples related to any other particulates, including, by way of example only, all silicates, lead dust and other metal dust, beta glucans, etc. Such documents, to the extent they exist, may not only be in the possession of Claimant, but a number of third party contractors and/or consultants as well. Before undertaking the search for all of these documents, Claimant wishes to discuss this matter with Grace and obtain a clarification.

04
47

INVOICE
ZONOLITE
CONSTRUCTION PRODUCTS DIVISION
P.O. BOX 7093 CHICAGO, ILLINOIS 60680

6-5-72

W. R. GRACE & CO.

GRACE

INVOICE DATE: 5-11-72
INVOICE NO.: 4-034-035
LOCATION: 4-034-035
SHIPPED VIA: 57-051
ZONOLITE TRUCK
CUST NO.: 21994
NEW CASTLE
PLANT: 657 651
TERRITORY: 511
SHIP TO: 511
CUST. ORDER NO. AND DATE: PH 5-20-72
BILL OF LADING NO. CHECKED: F-024

SOLD TO: PARATONE PLASTERING
1960 E. 123RD ST.
CLEVELAND, OHIO 44106
SHIP TO: C/O LABOREE'S LOCAL 310
UNION OFFICE BLDG.
3250 EUCLID AVE.
CLEVELAND, OHIO

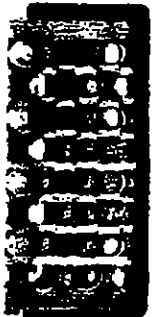
QUANTITY	DESCRIPTION	UNIT	AMOUNT
160	BAGS MONO-LITE MK-3		3360.00
	PLUS 4 1/2% SALES TAX		16.20
	PLUS FREIGHT CHARGE		24.00
			\$400.20

☒ 7.20 CASH DISCOUNT ALLOWED IF PAID BY 6-16-72

☐ NO CASH DISCOUNT - NET 30 DAYS

PLEASE MAKE ALL REMITTANCES PAYABLE TO CONSTRUCTION PRODUCTS DIVISION, W. R. GRACE & CO.

THIS ORDER IS SCHEDULED FOR SHIP T ON OR ABOUT



ZONOLITE**6-21-72**CONSTRUCTION PRODUCTS DIVISION
P.O. BOX 7093 CHICAGO, ILLINOIS 60680

LOCATION

1-034-095

PLANT

657 651 511

TERRITORY

OUR ORDER NO.

CUST. ORDER NO. AND DATE

PI 6-13-72

CUST. NO.

SHIPPED FROM

CAR NO.

BILL OF LADING NO. CHECKED

NEW CASTLE**F-125****ATBDE PLASTERING****10 E. 123RD. ST.
CLEVELAND, OHIO 44106****SAVE****LOCAL 310 LABOR UNION HALL
EAST 32ND & EUCLID AVE.
CLEVELAND, OHIO****S TO**QUANTITY
ORDERED

DESCRIPTION

UNIT PRICE

TOTAL AMOUNT

125**BAGS MASH NOTE MK-3****41-06-01-1-19****2.40****\$300.00****PLUS 4 1/2% SALES TAX.....
PLUS FREIGHT CHARGE.....****13.50
25.00
\$338.50**☒ **\$6.00**

CASH DISCOUNT ALLOWED IF PAID BY

6-30-72☐ NO CASH DISCOUNT - NET 30 DAYS

PLEASE MAKE ALL REMITTANCES PAYABLE TO CONSTRUCTION PRODUCTS DIVISION, W. R. GRACE & CO.

THIS ORDER IS SCHEDULED FOR SHIPMENT ON OR ABOUT



Exhibit G

Claim No. 11133



WR Grace
Property Damage
Index Sheet

SR00000616

Claim Number: 00011133

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended
Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended

Attorney Information

Firm Number: 00131

Firm Name: Speights & Runyan

Attorney Number: 00168

Attorney Name: Amanda G Steinmeyer

Zip Code: 29924

Cover Letter Location Number: SR00000616

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form <input type="checkbox"/> Amended <input type="checkbox"/> Post-Deadline Postmark Date	

[illegible]

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[illegible]

7

[illegible]

7

[illegible][illegible]

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Zip Code

(Province) (Postal Code)

[illegible]

PART 2: ATTORNEY INFORMATION

[illegible][illegible]

G

STEINMEYER

Last

[illegible][illegible]

SC

2	9	9	2	4
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Zip Code

803) 943-4444

REC'D MAR 31 2003

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

- ☒ Category 1: Allegation with respect to asbestos from a Grace product in the property
☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
- If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☒ Monokote-3 fireproofing insulation

☐ Other Specify:

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

1	9	6	6
---	---	---	---

Year

☐ Don't know.

9276103

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☒ Yes ☐ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

NOT APPLICABLE

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

2003

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

SEE ATTACHED

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

2003

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ATTACHED

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

SEE ATTACHED

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☒ Yes ☐ No

9276104

SERIAL #

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Year	Description
Year	Description
Year	Description

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes ☐ No **If Yes, Attach All Documents Related To Any Testing Of The Property.**

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

SEE ATTACHED

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes ☐ No NOT APPLICABLE

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Year	Company/Individual	Type of testing:
Year	Company/Individual	Type of testing:
Year	Company/Individual	Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes ☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Year	Description
Year	Description
Year	Description

W.R. Grace & Co.

Asbestos Property Damage

(9276)

Proof of Claim Form

Missing Page

1 2 3 4 5

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PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?

- ☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?

- ☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

- a. Caption ANDERSON MEMORIAL HOSPITAL, ON BEHALF OF ITSELF & OTHERS SIMILARLY SITUATED
V. W.R. GRACE & COMPANY ET AL
- b. Court where suit originally filed: HAMPTON SC Docket No.: 92CP25279
County/State
- c. Date filed: 12 - 23 - 1992
Month Day Year
-
- a. Caption
- b. Court where suit originally filed: Docket No.:
County/State
- c. Date filed: - -
Month Day Year
-
- a. Caption
- b. Court where suit originally filed: Docket No.:
County/State
- c. Date filed: - -
Month Day Year

(Attach additional pages if necessary.)

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year


c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


 SIGNATURE OF CLAIMANT AMANDA G. STEINMEYER

- -
 Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
 18 U.S.C. §§ 152 & 3571.

9276110

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SERIAL #

Response to Question 19: Through this bankruptcy process.

Response to Question 21: Refer to Question 19 Response.

Response to Question 23: Taken literally, Question 22 seeks all documents relating to not only the removal, enclosure and encapsulation, but operations and maintenance documents which attempt to contain contamination from Grace's product. There is insufficient time to locate all such documents that might be called for in Question 22. To the extent that such documents have not been destroyed in the ordinary course of business, they may exist in the files or dead storage of many persons involved with such projects. Before undertaking an effort of this magnitude, Claimant would like to work with Grace to understand exactly what it is that Grace is seeking and whether Claimant can easily accommodate that request.

Response to Question 27: As Claimant understands Question 26, Grace seeks all documents of every kind and description not only related to the testing or sampling for the presence of asbestos, including samples taken during any abatement projects, as well as all samples related to any other particulates, including, by way of example only, all silicates, lead dust and other metal dust, beta glucans, etc. Such documents, to the extent they exist, may not only be in the possession of Claimant, but a number of third party contractors and/or consultants as well. Before undertaking the search for all of these documents, Claimant wishes to discuss this matter with Grace and obtain a clarification.

AREA CODE 312 / CENTRAL 6-3883 - CABLE ADDRESS "ZONOLITE" CHICAGO, IL

mic *ED*
ZONOLITE

DIVISION W. R. GRACE & CO.

135 SOUTH LA SALLE
CHICAGO, ILLINOIS 6

MINERS AND MANUFACTURERS OF VERMICULITE PRODUCTS

October 4, 1966

Mr. C. R. Lowe
Zonolite Division
W. R. Grace & Co.
P. O. Box 8127, Station F
Atlanta, Georgia 30306

Subject: Mono-Kote Job List

Dear Cort:

We are seeking to publish a partial list of Mono-Kote Fireproofing Jobs around the country, for use in soliciting other business for fireproofing.

Attached is a partial list submitted to us previously for your area, listing some of the more prominent fireproofing applications.

Will you please check the list for spelling, accuracy, etc. If you want to make additions, please do so. The results will be used in a published job list of partial installations.

We would appreciate a reply from you by October 24.

Very truly yours,

ZONOLITE DIVISION
W. R. Grace & Co.

Philip R. Strand

Philip R. Strand
Advertising Manager

PRS/rab

Encl.

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 P. P. Farrell
 R. A. Feddeck
 W. A. Garrison
 Floyd Gebert - Robinson Insulation Co.
 D. G. Gehring - Zono/Milwaukee
 W. G. Gray - Zono/Dearborn
 J. H. Greer - Vermiculite Products, Inc.
 C. W. Guenther
 R. G. Hartman - Zono/New Castle
 R. Hodges
 L. P. Hollis, Jr. - Zono/High Point
 L. K. Irvine - Vermiculite-Intermountain, Inc.
 R. P. Johnson
 R. C. LaRue
 C. R. Lowe - Zono/Atlanta Verm
 Jack Lyall - Southwest Vermiculite Co.
 A. H. Mann - Zono/Minneapolis Plant
 J. N. McDougall - Zono/Omaha
 J. A. McEachern - Zono/St. Louis
 J. R. McLeod - Zono/Atlanta Verm.
 E. E. Miller - Zono/Dearborn
 V. G. Monroe - Zono/Wilders
 R. B. Moran - Texas Vermiculite Co.
 N. R. Moss - Zono/High Point
 D. D. Nigh - Zono/Los Angeles Plant
 J. C. Ottinger
 T. W. Pickthall - Zono/Newark, Calif.
 P. F. Riegner
 G. W. Schwartz
 S. J. Sheeran
 R. F. Spencer
 G. R. Taylor - Zono/Little Rock
 J. S. Titus - Zono/Trenton
 E. VanVliet
 Drew Webster - P. Hyde & Co., Ltd.
 C. H. Wendel - Zono/Los Angeles Office
 L. A. White - Zono/Nashville

THIS COPY FOR

75 123

MONO-KOTE JOBS

Fireproofing
Contractor &
Location

Architect
&
Location

Job Name
&
Location

J. W. Delahoussaye & Sons, Inc.
Lafayette, La.

"

"

Belou & Co.
New Orleans, La.

The Bolton Co.
Baton Rouge, La.

"

Perry Segura & Assoc.
New Iberia, La.

Lagroue & Perkins AIA
Lafayette, La.

Perry Segura & Assoc.
Lafayette, La.

Bernard & Bernard, Architects
New Orleans, La.

Perry Segura & Assoc.
Lafayette, La.

"

artin Hall University of
Southwest Louisiana
Lafayette, La.

ady of Lourdes Hospital
Addition
Lafayette, La.

Lafayette Memorial Hosp.
Lafayette, La.

Monteleone Hotel
New Orleans, La.

Abbeville Hospital
Abbeville, La.

Carl E. Long Charity Hosp.
Baton Rouge, La.

*Is this job cleared for
advertising?

Exhibit H

Claim No. 10877



WR Grace
Property Damage
Index Sheet

SR00000617

Claim Number: 00010877

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Claim Number _____

- ☐ MMPOC Medical Monitoring Claim Form
☐ PDPOC Property Damage
☐ NAPO Non-Asbestos Claim Form
☐ Amended

Attorney Information

Firm Number: 00131

Firm Name: Speights & Runyan

Attorney Number: 00168

Attorney Name: Amanda G Steinmeyer

Zip Code: 29924

Cover Letter Location Number: SR00000617

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form <input type="checkbox"/> Amended <input type="checkbox"/> Post-Deadline Postmark Date	

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S	C
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2	9	4	0	7
---	---	---	---	---

Zip Code

[illegible]

☐ Yes ☒ No

- ☒
- Yes
- ☐
- No

- 1973

☒ Commercial

☐ Industrial Specify: _____☐ Other Specify: _____

6. How many floors does the property have?

--	--	--

 UNKNOWN

7. What is the approximate square footage of the property?

--	--	--	--	--	--	--	--

 UNKNOWN

- ☐ After 1973

- ☐ Brick

☒ Steel beam/girder

☐ Other Specify: _____

- ☒
- Yes
- ☐
- No

SERIAL # 1

2392781 - 2/3

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

- ☒ Category 1: Allegation with respect to asbestos from a Grace product in the property
☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
 • If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation

☒ Other Specify: PERTEX SUPER 40 COARSE

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

1	9	7	3
---	---	---	---

Year

☐ Don't know.

9 2 7 6 | 0 3

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☒ Yes ☐ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

NOT APPLICABLE

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

2003

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

SEE ATTACHED

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

2003

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ATTACHED

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

SEE ATTACHED

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☒ Yes ☐ No

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Year

Description **VARIOUS YEARS, NUMEROUS PROJECTS**

Year

Description

Year

Description

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes☐ No**If Yes, Attach All Documents Related To Any Testing Of The Property.**

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

SEE ATTACHED

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes☐ No NOT APPLICABLE

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Year

Company/Individual **VARIOUS YEARS, NUMEROUS SAMPLES**

Type of testing:

Year

Company/Individual

Type of testing:

Year

Company/Individual

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Year

Description **AFFECTED BY NUMEROUS CUSTODIAL AND MAINTENANCE ACTIVITIES AND RENOVATIONS.**

Year

Description

Year

Description

W.R. Grace & Co.

Asbestos Property Damage

(9276)

Proof of Claim Form

Missing Page

1 2 3 4 5

⑥ ⑦ ⑧ 9 10

PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?

- ☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?

- ☐ No
☒ Yes – lawsuit
☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

a. Caption ANDERSON MEMORIAL HOSPITAL, ON BEHALF OF ITSELF & OTHERS SIMILARLY SITUATED
V. W.R. GRACE & COMPANY ET AL

b. Court where suit originally filed: HAMPTON SC Docket No.: 92CP25279
County/State

c. Date filed: 12 - 23 - 1992
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

a. Caption

b. Court where suit originally filed: Docket No.:
County/State

c. Date filed: - -
Month Day Year

(Attach additional pages if necessary.)

9276109

SERIAL #

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
 Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
 Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
 Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


 SIGNATURE OF CLAIMANT AMANDA G. STEINMEYER

- -
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
 18 U.S.C. §§ 152 & 3571.

9276110

SERIAL #

Response to Question 17: The Claimant understands Question 16 to ask for the existence of historical documents demonstrating that Grace's asbestos-containing product was purchased and/or installed in the property. As indicated in its response, the Claimant does not know of any such specific documents at this time. The Claimant assumes that there would have been a large number of original construction documents, including drawings and specifications, which, if not destroyed in the ordinary course of business, might possibly be found at a number of storage facilities, including those under the control of various persons involved with the design and construction of the property and the sale and installation of products in the property. In addition, this claim is based upon an assertion that debtors manufactured or sold products containing asbestos that are or were present in this property and/or all other theories of liability that are allowed by law including but not limited to conspiracy and fraudulent transfer. Moreover, Claimant believes Grace itself may be in control of supporting documentation, or other supporting information, regarding whom Grace or their salesmen sold their products to, and Claimant may need documentation or discovery from Grace on this issue. Claimant does not waive any rights, but is willing to discuss this matter with Grace if it believes Claimant's response is insufficient.

Response to Question 19: Through this bankruptcy process.

Response to Question 21: Refer to Question 17 Response.

Response to Question 23: Taken literally, Question 22 seeks all documents relating to not only the removal, enclosure and encapsulation, but operations and maintenance documents which attempt to contain contamination from Grace's product. There is insufficient time to locate all such documents that might be called for in Question 22. To the extent that such documents have not been destroyed in the ordinary course of business, they may exist in the files or dead storage of many persons involved with such projects. Before undertaking an effort of this magnitude, Claimant would like to work with Grace to understand exactly what it is that Grace is seeking and whether Claimant can easily accommodate that request.

Response to Question 27: As Claimant understands Question 26, Grace seeks all documents of every kind and description not only related to the testing or sampling for the presence of asbestos, including samples taken during any abatement projects, as well as all samples related to any other particulates, including, by way of example only, all silicates, lead dust and other metal dust, beta glucans, etc. Such documents, to the extent they exist, may not only be in the possession of Claimant, but a number of third party contractors and/or consultants as well. Before undertaking the search for all of these documents, Claimant wishes to discuss this matter with Grace and obtain a clarification.

W. R. GRACE & CO.



INVOICE

ZONOLITE

CONSTRUCTION PRODUCTS DIVISION

62 WHITTEMORE AVE., CAMBRIDGE, MASS. 02140

PLEASE REMIT
WITH COPY OF INVOICE
TO:
P.O. BOX 96160
CHICAGO, ILLINOIS 60693

SHIPPED 7-6-73

INVOICE DATE	INVOICE NO.	LOCATION	PLANT	DIST.	TERRITORY	OUR ORDER NUMBER	CUST. ORDER NO. AND DATE
7-13-73	16-060	6-039-019	616	611	114	10-552	
SHIPPED VIA	CUSTOMER NO.	SHIPPED FROM	CAR NUMBER	BILL OF LADING NO.	CHECKE		
OVERNITE TRANS. CO.	05146	KEARNEY	M/C	7-126			

SOLD TO

CAROLINA DRYWALL INS. CO.
P. O. BOX 3654
CHARLESTON, S. C. 29407

S
H
I
P
T
O

SAME

D - U - N - S 04 - 827 - 2637

QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
100	100	BAGS PERLTEN SUPER 40 COA. (41-08-36-1-18)	3.05	\$ 305.00
		PLUS 4% SALES TAX		\$ 15.40
				\$ 320.40
				30086795

X \$ 7.70 CASH DISCOUNT ALLOWED IF PAID BY 7-22-

NO CASH DISCOUNT NET 30 DAYS 111506

Exhibit I

Claim No. 11086 ("ZOO Job Claim")



WR Grace
Property Damage
Index Sheet

SR00000616

Claim Number: 00011086

Receive Date: 03/31/2003

Multiple Claim Reference

Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended

Claim Number _____	<input type="checkbox"/> MMPOC	Medical Monitoring Claim Form
	<input type="checkbox"/> PDPOC	Property Damage
	<input type="checkbox"/> NAPO	Non-Asbestos Claim Form
	<input type="checkbox"/>	Amended

Attorney Information

Firm Number: 00131 Firm Name: Speights & Runyan

Attorney Number: 00168 Attorney Name: Amanda G Steinmeyer

Zip Code: 29924

Cover Letter Location Number: SR00000616

Attachments Medical Monitoring	Attachments Property Damage	Non-Asbestos
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	<input type="checkbox"/> Other Attachments
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
<input type="checkbox"/> TBD	<input type="checkbox"/> TBD	
	<input checked="" type="checkbox"/> Other Attachments	
Other	<input type="checkbox"/> Non-Standard Form	
	<input type="checkbox"/> Amended	
	<input type="checkbox"/> Post-Deadline Postmark Date	

PART 1: CLAIMING PARTY INFORMATION

NAME:

ZOO JOB

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

(last four digits of SSN)

F.E.I.N. (Business Claimants)

Other names by which claiming party has been known (such as maiden name or married name):

First

MI

Last

First

MI

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

Street Address

City

State

Zip Code

Country

(Province) (Postal Code)

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

SPEIGHTS & RUNYAN

Name of Attorney:

AMANDA

First

G

MI

STEINMEYER

Last

Mailing Address:

P O BOX 685 - 200 JACKSON AVENUE EAST

Street Address

HAMPTON

City

SC

State

29924

Zip Code

Telephone:

(803) 943-4444

Area Code

(Province) (Postal Code)

REC'D MAR 9 1 2003

9276101

WR Grace PD.13.49.2402

00011086

SR=616

SERIAL #

[illegible][illegible]

AR

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U	N	I	T	E	D	S	P	A	C	E
S	T	A	T	E	S					

) (Postal Code)

- - 1968
 Month Day Year

- ☐
- Other Specify: _____

- 239278-1 - 2/3

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

--	--	--	--

Year

Description MULTIPLE RENOVATIONS OVER VARIOUS YEARS

--	--	--	--

Year

Description

--	--	--	--

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

☒ Category 1: Allegation with respect to asbestos from a Grace product in the property

☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

• If you checked Category 1 in question 12, complete section C.

• If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☒ Monokote-3 fireproofing insulation

☐ Other

Specify:

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

--	--	--	--

Year

☒ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

1	9	6	8
---	---	---	---

Year

☐ Don't know.

9 2 7 6 1 0 3

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☒ Yes ☐ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

NOT APPLICABLE

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

2003

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

SEE ATTACHED

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

2003

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ATTACHED

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

SEE ATTACHED

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☒ Yes ☐ No

9276104

SERIAL #

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

Description **VARIOUS YEARS, NUMEROUS PROJECTS**

Year

Description

Year

Description

Year

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes ☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

SEE ATTACHED

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes ☐ No NOT APPLICABLE

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Company/Individual **VARIOUS YEARS, NUMEROUS SAMPLES**

Year

Type of testing:

Company/Individual

Year

Type of testing:

Company/Individual

Year

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes ☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Description **AFFECTED BY NUMEROUS CUSTODIAL AND MAINTENANCE ACTIVITIES AND RENOVATIONS.**

Year

Description

Year

Description

Year

W.R. Grace & Co.

Asbestos Property Damage

(9276)

Proof of Claim Form

Missing Page

1

2

3

4

5

6

7

8

9

10

PART 4: ASBESTOS LITIGATION AND CLAIMS**A. INTRODUCTION**

1. Has any asbestos-related property damage lawsuit or claim been filed against Grace on behalf of this claiming party relating to the property for which you are making this claim?
- ☐ No
- ☒ Yes – lawsuit
- ☐ Yes – non-lawsuit claim (other than a workers' compensation claim)
2. Has any asbestos-related property damage lawsuit or claim been filed against any other party on behalf of this claiming party relating to the property for which you are making this claim?
- ☐ No
- ☒ Yes – lawsuit
- ☐ Yes – non-lawsuit claim (other than a workers' compensation claim)

If an asbestos-related property damage lawsuit has been filed by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section B. below.

If an asbestos-related property damage non-lawsuit claim has been made by or on behalf of this claiming party relating to the property for which you are making a claim, complete Section C. on the following page.

B. LAWSUITS

1. Please provide the following information about each asbestos-related property damage lawsuit which has been filed relating to the property for which you are making this claim or attach a copy of the face page of each complaint filed.

- a. Caption ANDERSON MEMORIAL HOSPITAL, ON BEHALF OF ITSELF & OTHERS SIMILARLY SITUATED
V. W.B. GRACE & COMPANY ET AL
- b. Court where suit originally filed: HAMPTON SC Docket No.: 92CP25279
County/State
- c. Date filed: 12 - 23 - 1992
Month Day Year
-
- a. Caption
- b. Court where suit originally filed: Docket No.:
County/State
- c. Date filed: - -
Month Day Year
-
- a. Caption
- b. Court where suit originally filed: Docket No.:
County/State
- c. Date filed: - -
Month Day Year

(Attach additional pages if necessary.)

9276109

SERIAL #

C. NON-LAWSUIT CLAIMS

1. If the claiming party has made any claims relating to the property for which you are making a claim (including administrative claims) against anyone, that was not filed with a court of law, please provide the following information for each claim:

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

a. Description of claim:

b. Date submitted: - -
Month Day Year

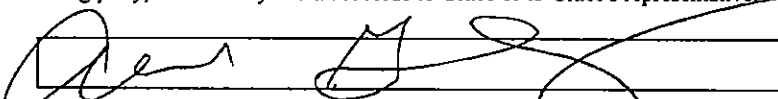
c. Name of entity to whom claim was submitted:
☐ Grace
☐ Other
Name of Entity

PART 5: SIGNATURE PAGE

All claims must be signed by the claiming party.

I have reviewed the information submitted on this proof of claim form and all documents submitted in support of my claim. I declare, under penalty of perjury,* that the above statements are true, correct, and not misleading.

CONSENT TO RELEASE OF RECORDS AND INFORMATION: To the extent that I have produced a summary rather than the documents themselves as requested above or indicated who has possession and control of certain documents, I hereby authorize and request that all other parties with custody of any documents or information concerning my property damage or the information contained in this Form, upon the reasonable request of Grace or Grace's representative, with a copy to the claiming party, disclose any and all records to Grace or to Grace's representative.


 SIGNATURE OF CLAIMANT **AMANDA G. STEINMEYER**

- -
Month Day Year

*The penalty for presenting a fraudulent claim is a fine up to \$500,000.00 or imprisonment up to 5 years, or both.
 18 U.S.C. §§ 152 & 3571.

9276110

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SERIAL #

Response to Question 19: Through this bankruptcy process.

Response to Question 21: Refer to Question 19 Response.

Response to Question 23: Taken literally, Question 22 seeks all documents relating to not only the removal, enclosure and encapsulation, but operations and maintenance documents which attempt to contain contamination from Grace's product. There is insufficient time to locate all such documents that might be called for in Question 22. To the extent that such documents have not been destroyed in the ordinary course of business, they may exist in the files or dead storage of many persons involved with such projects. Before undertaking an effort of this magnitude, Claimant would like to work with Grace to understand exactly what it is that Grace is seeking and whether Claimant can easily accommodate that request.

Response to Question 27: As Claimant understands Question 26, Grace seeks all documents of every kind and description not only related to the testing or sampling for the presence of asbestos, including samples taken during any abatement projects, as well as all samples related to any other particulates, including, by way of example only, all silicates, lead dust and other metal dust, beta glucans, etc. Such documents, to the extent they exist, may not only be in the possession of Claimant, but a number of third party contractors and/or consultants as well. Before undertaking the search for all of these documents, Claimant wishes to discuss this matter with Grace and obtain a clarification.



ZONOLITE DIVISION

W.R. GRACE & CO.

P.O. BOX 7093 CHICAGO, ILLINOIS 60680

INVOICE DATE 10/15/68	INVOICE NO. 10-686	LOCATION 2-005-119	PLANT 212	DIST. 212	TERRITORY 122	OUR ORDER NO.	CUST. ORDER NO. AND DATE VERBAL
SHIPPED VIA 15818	CUSTOMERS TRUCK		SHIPPED FROM L. ROCK		CAR NO.	BILL OF LADING NO. 10-78	CHECKED

SOLD
TO

KIRKO, INC.
319 N. GILL ST.
LITTLE ROCK, ARK. 72205

SHIP
TO**200 JOB**

QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
		BAGS INSULATING FILL (-01-01-1-02)		
		BAGS ATTIC INSULATION (-01-02-1-04)		
		BAGS MASONRY FILL (-04-01-1-02)		
		BAGS PLAIN CONCRETE AGGREGATE (-02-02-1-02)		
		BAGS STABILIZED CONCRETE AGGREGATE (-02-01-1-02)		
		BAGS PLASTER AGGREGATE (-03-01-1-02)		
		BAGS INDUSTRIAL INSULATION (-07-01-1-02)		
		BAGS PERL-AG PLASTER (35-09-02-1-02)		
		BAGS PERLITE CONCRETE AGGREGATE (35-09-01-1-02)		
600	600	LBS. ASBESTOS .30 TONS	71.50/TON	\$ 21.45

ST#60-14989/51

☒ \$ **1.14** CASH DISCOUNT ALLOWED IF PAID BY **11/4/68**
☐ NO CASH DISCOUNT - NET 30 DAYS

PLEASE MAKE ALL REMITTANCES PAYABLE TO ZONOLITE DIVISION, W. R. GRACE & CO.

AR-58



DELIVERY TICKET
ZONOLITE DIVISION
W.R. GRACE & CO.

P.O. BOX 7093 CHICAGO, ILLINOIS 60680

INVOICE DATE | INVOICE NO. | LOCATION

10/15/68

SHIPPED VIA

Customers Truck

PLANT | DIST. | TERRITORY | OUR ORDER NO.

212

SHIPPED FROM

Little Rock

CAR NO.

CUST. ORDER NO. AND DATE

Verbal

BILL OF LADING NO.

10-78

CHECKED

HBS^{OLD}
TO

Kirke Inc.
319 Gill Street
Little Rock Arkansas

S^{HIP}
TO

SAFE
Ice Job

QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT PRICE	AMOUNT
	600	lbs Asbestos (6- 100lb. Bags)		
		BAGS INSULATING FILL		
		BAGS ATTIC INSULATION		
		BAGS MASONRY FILL		
		BAGS PLAIN CONCRETE AGGREGATE		
		BAGS STABILIZED CONCRETE AGGREGATE		
		BAGS PLASTER AGGREGATE		
		BAGS INDUSTRIAL INSULATION		
		BAGS PERL-AG PLASTER		
		BAGS PERLITE CONCRETE AGGREGATE		
		BAGS DRI-PAC		
RECEIVED BY _____			DATE _____	

DELIVERY RECEIPT

Customer's Order No. Verbal Date 10/8 1968
 M. Heiko - Inc.

Address _____

SOLD BY	CASH	C. O. D.	CHARGE	ON ACCT.	REB. RETD.	PAID OUT
<u>DDO</u>						
QUAN.	DESCRIPTION			PRICE	AMOUNT	
<u>600</u>	<u>lbs</u>	<u>Asbestos (6-100 lb Bags)</u>				
		<u>FOR</u>				
		<u>700</u>				
		<u>job</u>				

All claims and returned goods MUST be accompanied by this bill.

0984

James H. Tharvest

Exhibit J

Order Granting Leave from Local Rule 3007-1 For Purposes of Streamlining Objections

**ROTATORI, BENDER,
GRAGEL, STOPER & ALEXANDER CO., L.P.A.**

ATTORNEYS AT LAW
800 LEADER BUILDING
526 SUPERIOR AVENUE EAST
CLEVELAND, OHIO 44114-1498
(216) 928-1010
FACSIMILE (216) 928-1007

ROBERT J. ROTATORI
J. TIMOTHY BENDER

SUSAN L. GRAGEL
RICHARD L. STOPER, JR.
JOSEPH R. ALEXANDER
J. SCOTT BROOME

December 29, 2004


VIA OVERNIGHT MAIL

Rust Consulting, Inc.
Claims Processing Agent
Re: W.R. Grace and Co. (Supplemental Information)
201 South Lyndale Avenue
Faribault, Minnesota 55021

Kirkland & Ellis LLP
Attn: Joseph S. Nacca
200 E. Randolph Drive
Chicago, Illinois 60601

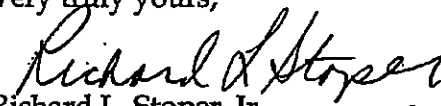

Re: W.R. Grace Bankruptcy, Claim No. 00002785

Dear Sir and/or Madam:

I represent Building Laborers Local 310 in Cleveland, Ohio and have filed a Property Damage claim on their behalf, Claim No. 00002785. In reviewing the recently filed Exhibit B to Notice of Intent to Object (filed 12/6/2004), I noticed a claim that appears to have been filed on behalf of my client without authorization. It is Claim No. 11591 filed on behalf of Laborers 310 Union Office Building and is no. 956 on Exhibit B. The claim is being challenged for Materially Insufficient Supporting Information. 

Please advise regarding the effect of this unauthorized claim upon the claim that I previously filed for Building Laborers Local 310. For your convenience, a copy of the Acknowledgement for Claim No. 00002785 together with the supporting documentation enclosed with the original claim is enclosed.

Very truly yours,


Richard L. Stoper, Jr. 

**W. R. Grace Co., et al Bankruptcy
Claim Acknowledgement**

Type Code	Claim Number	Receipt Date	Claimant Name	SSN or FIN #	Attorney Name
PD	00002785	2-18-2003	BUILDING LABORERS UNION LOCAL 310		RICHARD L STOPER JR



ESC ENVIRONMENTAL SERVICES LTD
364 GRISWOLD RD.
ELYRIA, OH 44035

FAX: 440-322-2706
VOICE: 440-322-7300

INVOICE

INVOICE #: 1607

INVOICE DATE: 25-Jan-02

PAGE: 1

SOLD TO:

Building Laborers Local 310
3250 Euclid Avenue
Cleveland, Ohio 44115
Mr. James Deane

PROJECT LOCATION:

Laborers Hall
Asbestos Abatement Project
Oversight and Air Monitoring

CUSTOMER PO		PAYMENT TERMS		DUE DATE	
		NET 30 Days		February 25, 2002	
DATE OF COMPLETION		PROJECT DATES			
		January 2-4, 21 and 22, 2002			
QTY	ITEM	DESCRIPTION	UNIT PRICE	EXTENSION	
2.0	8-Hour Shifts	Project Oversight and Air Monitoring Day Shifts	\$320.00	\$640.00	
2.0	8-Hour Shifts	Final Report and Documentation Prep Day Shifts	\$320.00	\$640.00	

RECEIVED
R.F.K.
FEB - 4 2002
134 CK 4589

2-12-02
\$1280.00

REMIT TO:
364 GRISWOLD ROAD
ELYRIA, OHIO 44035

SUBTOTAL \$1,280.00
SALES TAX 0.00
FREIGHT
TOTAL \$1,280.00

A FINANCE CHARGE OF 1.5% WILL BE ADDED TO PAST DUE INVOICES

THANK YOU FOR USING **ESC ENVIRONMENTAL SERVICES, LTD.**

1ST & 2ND FLOOR



ESC ENVIRONMENTAL SERVICES LTD
364 GRISWOLD RD.
ELYRIA, OH 44035

FAX: 440-322-2706
VOICE: 440-322-7300

INVOICE

INVOICE #: 1603

INVOICE DATE: 31-Dec-01

PAGE: 1

SOLD TO:

Building Laborers Local 310
3250 Euclid Avenue
Cleveland, Ohio 44115
Mr. James Deane

PROJECT LOCATION:

Laborers Hall
Asbestos Abatement Project
Oversight and Air Monitoring

CUSTOMER PO		PAYMENT TERMS		DUE DATE	
		NET 30 Days		January 31, 2002	
DATE OF COMPLETION		PROJECT DATES			
		December 3-7, 10-14, 17-21, 24, 26-28 and 31, 2001			
QTY	ITEM	DESCRIPTION	UNIT PRICE	EXTENSION	
20.0	8-Hour Shifts	Project Oversight and Air Monitoring	\$320.00	\$6,400.00	
2.0	Per Hour	Day Shifts Overtime on Dec. 28	\$50.00	\$100.00	
<div data-bbox="712 1014 1081 1283" data-label="Image"></div> <div data-bbox="1097 1155 1295 1249" data-label="Text"><p>2-12-02 \$6500.00</p></div>					

SUBTOTAL \$6,500.00
SALES TAX 0.00
FREIGHT
TOTAL \$6,500.00

REMIT TO:
364 GRISWOLD ROAD
ELYRIA, OHIO 44035

A FINANCE CHARGE OF 1.5% WILL BE ADDED TO PAST DUE INVOICES

THANK YOU FOR USING **ESC ENVIRONMENTAL SERVICES, LTD.**



ESC ENVIRONMENTAL SERVICES LTD
364 GRISWOLD RD.
ELYRIA, OH 44035

FAX: 440-322-2706
VOICE: 440-322-7300

INVOICE

INVOICE #: 1586

INVOICE DATE: 30-Nov-01

PAGE: 1

SOLD TO:

Building Laborers Local 310
3250 Euclid Avenue
Cleveland, Ohio 44115
Mr. James Deane

PROJECT LOCATION:

Laborers Hall
Asbestos Abatement Project
Oversight and Air Monitoring

CUSTOMER PO		PAYMENT TERMS		DUE DATE	
		NET 30 Days		December 30, 2001	
DATE OF COMPLETION		PROJECT DATES			
		October 5-9, 12-16, 19-21, 23, and 26-30, 2001			
QTY	ITEM	DESCRIPTION	UNIT PRICE	EXTENSION	
19.0	8-Hour Shifts	Project Oversight and Air Monitoring			
14.0	8-Hour Shifts	Day Shifts	\$320.00	\$6,080.00	
2.5	8-Hour Shifts	Night Shifts	\$320.00	\$4,480.00	
	Per Hour	Overtime on Nov. 30	\$50.00	\$125.00	
<div data-bbox="531 1003 911 1291" data-label="Image"></div>					

SUBTOTAL \$10,685.00
SALES TAX 0.00
FREIGHT
TOTAL \$10,685.00

REMIT TO:
364 GRISWOLD ROAD
ELYRIA, OHIO 44035

A FINANCE CHARGE OF 1.5% WILL BE ADDED TO PAST DUE INVOICES

THANK YOU FOR USING **ESC ENVIRONMENTAL SERVICES, LTD.**

3:46 PM
02/06/03
Accrual Basis

**Building Fund
Find Report
All Transactions**

Type	Date	Num	Name	Memo	Clr	Amount	Balance
Check	2/12/2002	4285	ESC Environmental Services LTD	Inv. 1803	X	(8,500.00)	(8,500.00)
Check	2/12/2002	4286	ESC Environmental Services LTD	Inv. 1807	X	(1,280.00)	(9,780.00)
Check	12/11/2001	4238	ESC Environmental Services LTD	Inv. 1588	X	(10,685.00)	(18,465.00)
Total						(18,465.00)	(18,465.00)

Standard Form of Agreement Between Owner and Contractor where the basis of payment is a STIPULATED SUM

AIA Document A101-1997 1997 Edition -Electronic Format

THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES. CONSULTATION WITH AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION. AUTHENTICATION OF THIS ELECTRONICALLY DRAFTED AIA DOCUMENT MAY BE MADE BY USING AIA DOCUMENT D401

AIA Document A201-1997, General Conditions of the Contract for Construction, is adopted in this document by reference. Do not use with other general conditions unless this document is modified.

This document has been approved and endorsed by The Associated General Contractors of America.

Copyright 1915, 1918, 1925, 1937, 1951, 1958, 1961, 1963, 1967, 1974, 1977, 1987, © 1997 by The American Institute of Architects. Reproduction of the material herein or substantial quotation of its provisions without written permission of the AIA violates the copyright laws of the United States and will subject the violator to legal prosecution.

AGREEMENT made as of the Twelfth day of NOVEMBER in the year of 2001
(In words, indicate day, month and year)

BETWEEN the Owner:
(Name, address and other information)
Laborers Local 310
3250 Euclid Avenue
Cleveland, OH 44115

and the Contractor
(Name, address and other information)
Precision Environmental
5722 Schaaf Road
Independence, OH 44131

The Project is:
(Name and location)
Laborers Local 310
3250 Euclid Avenue
Cleveland, OH 44115

The Architect is:
(Name, address and other information)
Kaczmar Architects, Inc.
110A Atrium Office Plaza
668 Euclid Avenue
Cleveland, OH 44114

The Owner and Contractor agree as follows.

ARTICLE 1 THE CONTRACT DOCUMENTS

AIA DOCUMENT A101 -OWNER - CONTRACTOR AGREEMENT - 1997 EDITION - AIA - COPYRIGHT 1997 - THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVENUE N.W., WASHINGTON, D.C. 20006-5292. WARNING: Unlicensed photocopying violates U.S. copyright laws and will subject the violator to legal prosecution. This document was electronically produced with permission of the AIA and can be reproduced without violation until the date of expiration as noted below.

Electronic Format A101-1997

User Document: LABORERS - 10/25/2001. AIA License Number 120097, which expires on 10/31/2001 - Page #1

1ST & 2ND FLOORS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, Addenda issued prior to execution of this Agreement, other documents listed in this Agreement and Modifications issued after execution of this Agreement; these form the Contract, and are as fully a part of the Contract as if attached to this Agreement or repeated herein. The Contract represents the entire and integrated agreement between the parties hereto and supersedes prior negotiations, representations or agreements, either written or oral. An enumeration of the Contract Documents, other than Modifications, appears in Article 8.

Insert A: See Exhibit E

ARTICLE 2 THE WORK OF THIS CONTRACT

The Contractor shall fully execute the Work described in the Contract Documents, except to the extent specifically indicated in the Contract Documents to be the responsibility of others.

Insert B: Specifically including but is not limited to asbestos abatement and fireproofing including disposal offsite off all asbestos fireproofing, light fixtures, ceiling grid, ceiling tile, carpet, transaction windows/walls and associated cabinetry at Laborers #310, "U" shaped wall at lateral files at Laborers #310. Precision to supply own temporary power panels and feeds from owners source.

Insert C: Specifically excluded are VCT removal and wall covering removal only.

ARTICLE 3 DATE OF COMMENCEMENT AND SUBSTANTIAL COMPLETION

3.1 The date of commencement of the Work shall be the date of this Agreement unless a different date is stated below or provision is made for the date to be fixed in a notice to proceed issued by the Owner.

(Insert the date of commencement if it differs from the date of this Agreement or, if applicable, state that the date will be fixed in a notice to proceed.)

November 8, 2001

If, prior to the commencement of the Work, the Owner requires time to file mortgages, mechanic's liens and other security interests, the Owner's time requirement shall be as follows:

3.2 The Contract Time shall be measured from the date of commencement.

3.3 The Contractor shall achieve Substantial Completion of the entire Work not later than **45 calendar days** from the date of commencement, or as follows:

(Insert number of calendar days. Alternatively, a calendar date may be used when coordinated with the date of commencement. Unless stated elsewhere in the Contract Documents, insert any requirements for earlier Substantial Completion of certain portions of the Work.)

December 25, 2001

, subject to adjustments of this Contract Time as provided in the Contract Documents.

(Insert provisions, if any, for liquidated damages relating to failure to complete on time or for bonus payments for early completion of the Work.)

ARTICLE 4 CONTRACT SUM

4.1 The Owner shall pay the Contractor the Contract Sum in current funds for the Contractor's performance of the Contract. The Contract Sum shall be **Three Hundred Seventy Two Thousand Five Hundred Fifty Dollars (\$ 372,550.00)**, subject to additions and deductions as provided in the Contract Documents.

4.2 The Contract Sum is based upon the following alternates, if any, which are described in the Contract Documents and are hereby accepted by the Owner:

(State the numbers or other identification of accepted alternates. If decisions on other alternates are to be made by the Owner subsequent to the execution of this Agreement, attach a schedule of such other alternates showing the amount for each and the date when that amount expires)

N/A

4.3 Unit prices, if any, are as follows:

N/A

ARTICLE 5 PAYMENTS

5.1 PROGRESS PAYMENTS

5.1.1 Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by

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the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided below and elsewhere in the Contract Documents.

5.1.2 The period covered by each Application for Payment shall be one calendar month ending on the last day of the month, or as follows:

5.1.3 Provided that an Application for Payment is received by the Architect not later than the 25th day of a month, the Owner shall make payment to the Contractor not later than the 30th day of the following month. If an Application for Payment is received by the Architect after the application date fixed above, payment shall be made by the Owner not later than 60 days after the Architect receives the Application for Payment.

5.1.4 Each Application for Payment shall be based on the most recent schedule of values submitted by the Contractor in accordance with the Contract Documents. The schedule of values shall allocate the entire Contract Sum among the various portions of the Work. The schedule of values shall be prepared in such form and supported by such data to substantiate its accuracy as the Architect may require. This schedule, unless objected to by the Architect, shall be used as a basis for reviewing the Contractor's Applications for Payment.

5.1.5 Applications for Payment shall indicate the percentage of completion of each portion of the Work as of the end of the period covered by the Application for Payment.

5.1.6 Subject to other provisions of the Contract Documents, the amount of each progress payment shall be computed as follows:

- 1 Take that portion of the Contract Sum properly allocable to completed Work as determined by multiplying the percentage completion of each portion of the Work by the share of the Contract Sum allocated to that portion of the Work in the schedule of values, less retainage of ten percent (10 %). Pending final determination of cost to the Owner of changes in the Work, amounts not in dispute shall be included as provided in Subparagraph 7.3.8 of AIA Document A201-1997;
- 2 Add that portion of the Contract Sum properly allocable to materials and equipment delivered and suitably stored at the site for subsequent incorporation in the completed construction (or, if approved in advance by the Owner, suitably stored off the site at a location agreed upon in writing), less retainage of ten percent (10 %);
- 3 Subtract the aggregate of previous payments made by the Owner; and
- 4 Subtract amounts, if any, for which the Architect has withheld or nullified a Certificate for Payment as provided in Paragraph 9.5 of AIA Document A201-1997.

5.1.7 The progress payment amount determined in accordance with Subparagraph 5.1.6 shall be further modified under the following circumstances:

- 1 Add, upon Substantial Completion of the Work, a sum sufficient to increase the total payments to the full amount of the Contract Sum, less such amounts as the Architect shall determine for incomplete Work, retainage applicable to such work and unsettled claims; and
(Subparagraph 9.8.5 of AIA Document A201-1997 requires release of applicable retainage upon Substantial Completion of Work with consent of surety, if any.)
- 2 Add, if final completion of the Work is thereafter materially delayed through no fault of the Contractor, any additional amounts payable in accordance with Subparagraph 9.10.3 of AIA Document A201-1997.

5.1.8 Reduction or limitation of retainage, if any, shall be as follows:

(If it is intended, prior to Substantial Completion of the entire Work, to reduce or limit the retainage resulting from the percentages inserted in Clauses 5.1.6.1 and 5.1.6.2 above, and this is not explained elsewhere in the Contract Documents, insert here provisions for such reduction or limitation.)

N/A

5.1.9 Except with the Owner's prior approval, the Contractor shall not make advance payments to suppliers for materials or

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equipment which have not been delivered and stored at the site.

5.2 FINAL PAYMENT

5.2.1 Final payment, constituting the entire unpaid balance of the Contract Sum, shall be made by the Owner to the Contractor when:

- 1 the Contractor has fully performed the Contract except for the Contractor's responsibility to correct Work as provided in Subparagraph 12.2.2 of AIA Document A201-1997, and to satisfy other requirements, if any, which extend beyond final payment; and
- 2 a final Certificate for Payment has been issued by the Architect.

5.2.2 The Owner's final payment to the Contractor shall be made no later than 30 days after the issuance of the Architect's final Certificate for Payment, or as follows:

ARTICLE 6 TERMINATION OR SUSPENSION

6.1 The Contract may be terminated by the Owner or the Contractor as provided in Article 14 of AIA Document A201-1997.

6.2 The Work may be suspended by the Owner as provided in Article 14 of AIA Document A201-1997.

ARTICLE 7 MISCELLANEOUS PROVISIONS

7.1 Where reference is made in this Agreement to a provision of AIA Document A201-1997 or another Contract Document, the reference refers to that provision as amended or supplemented by other provisions of the Contract Documents.

7.2 Payments due and unpaid under the Contract shall bear interest from the date payment is due at the rate stated below, or in the absence thereof, at the legal rate prevailing from time to time at the place where the Project is located.

(Insert rate of interest agreed upon, if any.)

N/A

(Usury laws and requirements under the Federal Truth in Lending Act, similar state and local consumer credit laws and other regulations at the Owner's and Contractor's principal places of business, the location of the Project and elsewhere may affect the validity of this provision. Legal advice should be obtained with respect to deletions or modifications, and also regarding requirements such as written disclosures or waivers.)

N/A

7.3 The Owner's representative is:

(Name, address and other information)

James Deane

Laborers Local 310

3250 Euclid Avenue

Cleveland, OH 44115

7.4 The Contractor's representative is:

(Name, address and other information)

John Savage

Precision Environmental

5722 Schaaf Road

Independence, OH 44131

7.5 Neither the Owner's nor the Contractor's representative shall be changed without ten days written notice to the other party.

7.6 Other provisions:

N/A

ARTICLE 8 ENUMERATION OF CONTRACT DOCUMENTS

8.1 The Contract Documents, except for Modifications issued after execution of this Agreement, are enumerated as follows:

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8.1.1 The Agreement is this executed 1997 edition of the Standard Form of Agreement Between Owner and Contractor, AIA Document A101-1997.

8.1.2 The General Conditions are the 1997 edition of the General Conditions of the Contract for Construction, AIA Document A201-1997.

8.1.3 The Supplementary and other Conditions of the Contract are those contained in the Project Manual dated 8/17/01, and are as follows:

Document	Title	Pages
<u>See Exhibit E</u>		

8.1.4 The Specifications are those contained in the Project Manual dated as in Subparagraph 8.1.3, and are as follows:
(Either list the Specifications here or refer to an exhibit attached to this Agreement.)

Section	Title	Pages
<u>See Exhibit E</u>		

8.1.5 The Drawings are as follows, and are dated unless a different date is shown below:
(Either list the Drawings here or refer to an exhibit attached to this Agreement.)

Number	Title	Date
<u>See Exhibit E</u>		

8.1.6 The Addenda, if any, are as follows:

Number	Date	Pages
<u>N/A</u>		

Portions of Addenda relating to bidding requirements are not part of the Contract Documents unless the bidding requirements are also enumerated in this Article 8.

8.1.7 Other documents, if any, forming part of the Contract Documents are as follows:

(List here any additional documents that are intended to form part of the Contract Documents. AIA Document A201-1997 provides that bidding requirements such as advertisement or invitation to bid, Instructions to Bidders, sample forms and the Contractor's bid are not part of the Contract Documents unless enumerated in this Agreement. They should be listed here only if intended to be part of the Contract Documents.)

Letter from Laborers International Union of North America Inspector General dated 10/11/01.

This Agreement is entered into as of the day and year first written above and is executed in at least three original copies, of which one is to be delivered to the Contractor, one to the Architect for use in the administration of the Contract, and the remainder to the Owner.

James Deane
OWNER (Signature)

Laborers Local 310
James Deane, Business Manager
(Printed name and title)

John Savage
CONTRACTOR (Signature)

Precision Environmental
John Savage, Vice President
(Printed name and title)

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Environmental Consultants • Certified Laboratories

7118 Industrial Park Blvd., Mentor, Ohio 44060-5314

440-951-3514, FAX 440-951-3774

INVOICE NUMBER: 0214000-IN

INVOICE DATE: 04/30/98

ORDER NUMBER: OH28233

ORDER DATE: 04/30/98

SALESPERSON: PGH

CUSTOMER NO: 0501198

SOLD TO:

Building Laborers' Union
Local No. 310

3250 Euclid Avenue

Cleveland

OH 441152520

CONFIRM TO:

John Kilbane

SHIP TO:

Building Laborers' Union
Local No. 310

3250 Euclid Avenue

Cleveland

OH 441152520

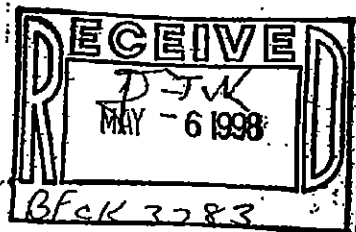
CUSTOMER P.O.

TERMS

2X-10 Net 30 Days

ITEM	UNIT	ORDERED	COMPLETED	PRICE	AMOUNT
BULK SAMPLING	EACH	3.00	3.00	65.00	195.00
G. Kalevakis-4/13/98					
PLM-PS	EACH	5.00	5.00	20.00	100.00
Bulk Asbestos Analysis					
REPORTING	EACH	0.25	0.25	65.00	16.25
Technical Writer					
REPORTING	EACH	0.75	0.75	65.00	48.75
Project Manager					

ASBESTOS
TESTING



BFCK 3783

5-14-98

COMMENT:

Ceiling Tile Sampling

NET INVOICE: 360.00
LESS DISCOUNT: .00

INVOICE TOTAL: 360.00

INVOICE**PRECISION ENVIRONMENTAL CO.**

INDUSTRIAL — COMMERCIAL

5722 SCHAAF ROAD • INDEPENDENCE, OHIO 44131
216/642-6040 • FAX: 216/642-0891

Regular Invoice

Bill To: 44228
LABORERS LOCAL #310
ATT: MR. JAMES DEAN
3250 EUCLID AVENUE
CLEVELAND, OH 44115

Ship To: *SAME*

Invoice No. - 9854

Page 1 of
Transaction Date: 08/17/98

Due Date	Project Number	Reference	Terms
----------	----------------	-----------	-------

09/16/98	985107	LOCAL #310 HALL	NET 30 DAYS
----------	--------	-----------------	-------------

Description	Quantity	U/M	Unit Price	Ext. Price
-------------	----------	-----	------------	------------

7-14-98 THRU 8-13-98
AMOUNT DUE FOR ASBESTOS ABATEMENT
PROJECT AT LABORERS LOCAL #310 HALL
AS STATED IN CONTRACT/PROPOSAL

BASE PRICE

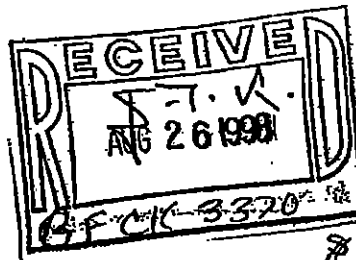
68600.00

3RD. PARTY AIR MONIT.

4500.00

7-16-98 QUOTE

18600.00

BASEMENT

7-14-98

\$91,700.00

Materials & Services Subtotal	\$ 91,700.00
-------------------------------	--------------

Sales Tax	\$ 0.00
-----------	---------

Freight	\$ 0.00
---------	---------

Other Amounts	\$ 0.00
---------------	---------

Invoice Total	\$ 91,700.00
---------------	--------------

Net Invoice Total	\$ 91,700.00
-------------------	--------------

ORIGINAL



Environmental Consultants • Certified Laboratories

April 24, 1998

Mr. John Kilbane
Laborers' Union Local 310
3250 Euclid Avenue
Cleveland, Ohio 44115

RE: Bulk Sampling of Suspect Asbestos-Containing Materials.
Laborer's Union Local 3100 Meeting Hall, 3250 Euclid Avenue, Cleveland, Ohio
OH-28233

Executive Summary

Electro-Analytical Group, Mentor, Ohio was contracted by the Laborers' Union Local 310, Cleveland, Ohio to conduct bulk sampling of suspect asbestos-containing materials (ACM) in the meeting hall of Laborers' Union Local 310, 3250 Euclid Avenue, Cleveland, Ohio. All secured materials and sampling locations were at the discretion of Mr. John Kilbane of Laborers' Union Local 310. The following material was sampled as suspect and identified as asbestos-containing:

- Fireproofing

The inspector's *Asbestos Inspection Data Sheet*, which provides additional material descriptions and locations, is attached as Appendix A.

Description of Work

Sampling activities to identify the presence of suspect ACM were performed by Electro-Analytical Group's Certified Asbestos Hazard Evaluation Specialist (CAHES), Mr. George Kalevakis (CAHES #3830) on April 13, 1998. Homogeneous areas of suspect ACM are identified on the Asbestos Inspection Data Sheet attached as Appendix A.

Objective and Limitations of the Inspection

The purpose of this survey was to sample designated fireproofing, elbow insulation and lay-in ceiling tile to identify suspect ACM pursuant to National Emission Standards for Hazardous Air Pollutants (NESHAPs) regulations.

The results of this survey are based on sampling locations determined by Mr. John Kilbane of Building Laborers' Union Local 310. No inaccessible interior areas were noted during the survey.

F:\PROJECTS\ASB\OH28233\OH28233.BS



April 24, 1998

Laborers' Union Local 310

Bulk Sampling of Suspect Asbestos Containing Materials/3250 Euclid Avenue, Cleveland, Ohio
OH-28233

Page 2

Additional suspect asbestos-containing materials may be present behind permanent walls. If renovations are planned that might expose additional materials, then further bulk sampling and analysis is recommended at that time.

Analysis

The bulk samples were analyzed by polarized light microscopy for asbestos content at the Laboratory Division of Electro-Analytical Group, which is accredited by the National Institute of Standards and Technology/National Voluntary Laboratory Accreditation Program. The United States Environmental Protection Agency requires all materials containing greater than one percent asbestos by weight to be considered asbestos-containing materials.

Results

Three homogeneous groups were noted during the inspection. A total of seven bulk samples were collected from these homogeneous groups.

Three of the samples from one homogeneous group were determined to contain ACM. Analytical results are provided in Appendix B.

Recommendations

ACM that is in good condition or ACM that has been repaired should be incorporated into an Operations and Maintenance Plan whereby it is routinely inspected for signs of damage. If damage occurs or if renovation or demolition is planned which might disturb the ACM, then it may need to be repaired or removed at that time.

Activities which involve the handling of ACM should be carried out by a licensed abatement contractor in accordance with all applicable regulations.



April 24, 1998

Laborers' Union Local 310

Bulk Sampling of Suspect Asbestos Containing Materials/3250 Euclid Avenue, Cleveland, Ohio
OH-28233

Page 3

If you have any questions or concerns regarding the above information, please contact the undersigned. Thank you for consulting Electro-Analytical Group.

Sincerely,

Electro-Analytical Group

Daniel C. Peders / RB

Daniel C. Peders, CAHAPD, CAHES, CAHAS
Asbestos Section Manager



APPENDIX A

Asbestos Inspection Data Sheets

Page 1 of 1



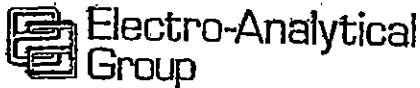
ASBESTOS INSPECTION DATA SHEET KEY

Client and Project	Information provided by either Work Order or Scope of Work		
Building	Name or address of building.		
Functional Space	A room, group of rooms, or homogeneous area designated by the inspector to prepare management plans, design abatement projects, or conduct response actions.		
Group No.	An arbitrary number/letter assigned to each homogeneous material (material that is uniform in color and texture, serves the same function, and was installed at the same time) encountered during sampling.		
ID #	A sample number assigned by the inspector which begins with the work order number (OH 28233) at the top of the column and then a unique sample number for each sample.		
Material Description	Distinguishing characteristics which may include system type, function, size, color, shape etc. Also describes any layering information.		
Location	Location of homogeneous material being sampled. This should include enough detail to be able to locate the sample location.		
Quantity	Defined as linear footage (LF), square footage (SF), or number of fittings (FTGS), or number of miscellaneous items, each (EA or @)		
Material Type	Abbreviations provided on the form as: S - Surfacing Material (troweled or sprayed-on) T - Thermal System Insulation M - Miscellaneous All miscellaneous material should be accompanied with a NESHAP classification of NF1 or NF2.		
Material Condition	ND - No Damage. The material is in visibly good condition with no apparent damage. D - Damage. Material that has "Damage" is defined as damage to less than 10% of the entire homogeneous group or less than 25% of a localized section of the homogeneous group. SD - Significant Damage. Material that has been "Significantly damaged" is defined as damage to greater than 10% of the entire homogeneous group or greater than 25% of a localized section of the homogeneous group.		
Cause of Damage	P - Physical. Vandalism or accidental damage W - Water. Water damage	D - Deterioration. Deterioration from age Other - Additional influences that may cause damage	
Present Disturbance Factors	Visible, Accessible, Air Movement, Activity, and Friable		
Visible	Can it be seen? Yes or No		
Accessible	Yes - The material is accessible to both the occupants of the building and custodial and maintenance personnel. No - The material is not easily accessible to people; i.e., crawl spaces, pipe tunnels, pipe chases, etc.		
Air Movement	Low - No air flow/plenum; air flow not recognizable to human touch. Medium - Air flow/plenum present; noticeable air flow; recognizable to human touch. High - Air flow/plenum/air handling unit/fan present; steady to gusty air flow; air flow obvious to human touch.		
Activity	Low - No traffic/vibrations. Medium - Moderate traffic and/or vibration. High - High traffic and/or continuous vibration.		
Friable	A material is considered friable if, when dry, it may be crumbled, pulverized, or reduced to powder by hand pressure.		
Present Potential for Damage	Low Potential for Damage - Accessibility, Influence for Vibration and Air Erosion must be no, low or insignificant. Potential for Damage - Accessible with any combination of low or medium ratings in the Influence for Vibration and Air Erosion categories Potential for Significant Damage - Accessible with any combination with a high rating in Influence of Vibration and Air Erosion categories.		
Hazard Assessment	Abbreviations provided on the form. PD = Potential for Damage, PSD = Potential for Significant Damage. 0 and Alphabetical abbreviations will be provided during reporting.		



APPENDIX B

Analytical Data



Environmental Consultants • Certified Laboratories

7118 Industrial Park Blvd.
Mentor, Ohio 44060

Attn: Client Services Department
Phone: (440) 951-3514 [Fax 951-3774]

Laborer's Union, Local 310
3250 Euclid Ave.
Cleveland, Ohio 44115

Attn: John Kilbane

Order #: 98-04-245
Date: 04/14/98 11:42
Work ID: Bulk Sampling
Date Received: 04/13/98
Date Completed: 04/14/98


Project Code: OH28233

SAMPLE IDENTIFICATION

<u>Sample Number</u>	<u>Sample Description</u>
01	28233-01
03	28233-03
05	28233-05
07	28233-07

<u>Sample Number</u>	<u>Sample Description</u>
02	28233-02
04	28233-04
06	28233-06

Reproduction of this report is prohibited except in entirety.
Unless noted, soil, sludge, and sediment results are reported
on dry weight basis. REF indicates Reference Laboratory.
'Reporting Limit' does not refer to any regulatory limit.



Certified By
Electro-Analytical Group

Page 1

Received: 04/13/98

EA Group

REPORT

Work Order # 98-04-245

Results by Sample

SAMPLE ID 28233-01

FRACTION 01A TEST CODE PLM NG NAME Bulk Asbestos Analysis

Date & Time Collected 04/13/98

Category

PARAMETER

RESULT

UNITS

ASBESTOS:

* Chrysotile

ND

* Amosite

ND

* Crocidolite

ND

* Other Asbestos Fibers

ND

DATE RUN 04/14/98

ANALYST CRE

DESCRIPTION Lt. brown 2'x2' ceiling tile w/foil layer

LOCATION

SAMPLE ID 28233-04

FRACTION 04A TEST CODE PLM NG NAME Bulk Asbestos Analysis

Date & Time Collected 04/13/98

Category

PARAMETER

RESULT

UNITS

ASBESTOS:

* Chrysotile

5

* Amosite

ND

* Crocidolite

ND

* Other Asbestos Fibers

ND

DATE RUN 04/14/98

ANALYST CRE

DESCRIPTION Lt. brown fireproofing

LOCATION

SAMPLE ID 28233-05

FRACTION 05A TEST CODE PLM NG NAME Bulk Asbestos Analysis

Date & Time Collected 04/13/98

Category

PARAMETER

RESULT

UNITS

ASBESTOS:

* Chrysotile

ND

* Amosite

ND

* Crocidolite

ND

* Other Asbestos Fibers

ND

DATE RUN 04/14/98

ANALYST CRE

DESCRIPTION White elbow insulation

LOCATION

Page 2

Received: 04/13/98

EA Group

REPORT

Work Order # 98-04-245

Results by Sample

AMPLE ID 28233-06FRACTION 06A TEST CODE PLM HC NAME Bulk Asbestos AnalysisDate & Time Collected 04/13/98

Category _____

PARAMETER

RESULT UNITS

ASBESTOS:

* Chrysotile

ND

* Amosite

ND

* Crocidolite

ND

* Other Asbestos Fibers

ND

DATE RUN 04/14/98ANALYST CRE

DESCRIPTION

White elbow insulation

LOCATION _____

AMPLE ID 28233-07FRACTION 07A TEST CODE PLM HC NAME Bulk Asbestos AnalysisDate & Time Collected 04/13/98

Category _____

PARAMETER

RESULT UNITS

ASBESTOS:

* Chrysotile

ND

* Amosite

ND

* Crocidolite

ND

* Other Asbestos Fibers

ND

DATE RUN 04/14/98ANALYST CRE

DESCRIPTION

White elbow insulation

LOCATION _____

Page 3

HA Group

REPORT

Work Order # 98-04-245

Received: 04/13/98

04/14/98 11:42:12

Abexer's Union, Local 310**Basic Asbestos Quantification Method**

These bulk samples were analyzed as received for percentage composition of fibrous asbestos minerals only, by Polarized Light Microscopy (PLM). This basic asbestos quantification analysis is performed on a composite of each of the submitted sample(s), and therefore cannot be point counted. Nor does it include identification of non-asbestos materials, and therefore does not meet the specific requirements of NVLAP protocols. If results are needed that will meet these protocols, please contact your client services representative.

Asbestos Containing Materials (ACM) and Presumed Asbestos Containing Materials (PACM) are regulated by several different governmental regulatory agencies.

EPA NESHAP regulations cover certain buildings that are to be renovated or demolished. NESHAP regulations require that when a sample (or layer of a multi-layered sample) is analyzed and found to contain asbestos at a concentration of less than 10% by a method other than point counting by Polarized Light Microscopy (PLM), the owner/operator has the option of:

1) Assuming the amount to be greater than 1% and treating the material as regulated ACM.

OR

2) Requesting verification of the amount by point counting.

Building owners/operators covered by NESHAP should review the following for the full and specific regulations:

- 1) Federal Register, Vol. 55, No. 224, Tuesday, November 20, 1990
- 2) Clarification of NESHAP requirement to perform point counting, May 8, 1991
- 3) Federal Register, Vol. 59, No. 3, Wednesday, January 5, 1994
- 4) Federal Register, Vol. 59, No. 146, Monday, August 1, 1994
- 5) Federal Register, Vol. 60, No. 243, Tuesday, December 19, 1995

Building owners/operators and employers covered by OSHA regulations also have specific requirements regarding ACM and PACM. Those who may be covered by these regulations should review 29 CFR 1926.1101 for specific requirements.

FLOOR TILES: PLM should only be considered a screening method for floor tile analysis. Any floor tile with a result of one percent or less asbestos by PLM should be assumed positive for asbestos until the sample is re-analyzed by Analytical Electron Microscopy.

Other difficult matrices (such as bituminous, organically bound, and cementitious materials) may obscure very small asbestos fibers. Some samples may also contain asbestos fibers with diameters below the limit of resolution of the optical microscopes used in typical PLM analysis. Therefore, negative results by PLM on these materials should be confirmed by Analytical Electron Microscopy.

Page 4

Received: 04/13/98

EA Group

REPORT

04/14/98 11:42:12

Work Order # 98-01-245

Continued From Above

Shoreline Union, Local 310

Electro-Analytical Group has a sample retention policy of ninety (90) days. After that time, the samples will be disposed of unless the client has requested that they be returned. The client will be charged a shipping and handling fee associated with returned samples only.

Key to analysis comments (if noted on samples):

*** Insufficient sample amount for quantitation and/or performing Quality Control functions.

**** Due to the nature of the sample (dust, debris, or vacuum), percentages for the constituents could not be assigned.

++ Contains fibers that may be an asbestos mineral but could not be positively identified by PLM. Analysis by Transmission Electron Microscopy (TEM) is recommended.

+++ See additional comment on cover page.

ND None Detected

Trace Observed but less than 1%

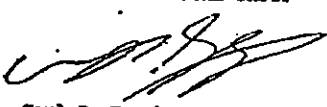
This report applies only to sample(s) analyzed and may not be used by the client to claim product certification, approval, or endorsement by NVLAP or any agency of the U.S. Government.

Analysis By:

Approved By:

ELECTRO-ANALYTICAL GROUP

ELECTRO-ANALYTICAL GROUP


Carl R. Eggebraaten
Microscopist


James D. Hale
Microscopist

For additional information or assistance, contact our Client Services Department.

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EA Group

REPORT

Work Order # 98-04-245

Received: 04/13/98

NonReported Work

FRACTION AND TEST CODES FOR WORK NOT REPORTED ELSEWHERE

02A | PLM_C

03A | PLM_C

FIELD REQUEST FOR LABORATORY ANALYSIS

Company Name: Building Laborers Union, Local 310
 Address: 3250 Euclid Ave
Cleveland, OH 44115
 Attention: John Killbane

Results Needed By	<u>4/13/98</u>
Normal	<u>ROSE</u>
Priority	<u>Confidential Lab</u>
Date	<u>4/13/98</u>
Time	<u>1:15</u>

Phone: 216-881-5901

Fax: 216-881-5928

Sampled by: G.K.

Project Name: Bulk Sampling

Project Number OH- 28233

Authorized by: Dan Peters

Project Category: ASB

Special Billing/Reporting: ★ Verbal Results requested by 4/17/98 ★

Special Contact: Dan Peters

CHAIN OF CUSTODY

Initiated by

Received by

Date/Time	Name	Date/Time
<u>Kate/K3</u>	<u>[Signature]</u>	<u>4-13-98</u>
<u>[Signature]</u>	<u>Peters</u>	<u>4-13-98</u>
<u>4-13-98</u>	<u>Hinchman</u>	<u>4/13/98 3:15P</u>

ELECTRO-ANALYTICAL FIELD OPERATIONS REQUEST FOR LABORATORY ANALYSIS
 pg 1 of 1
 ASBESTOS BULK SAMPLING LOG

[illegible]

PLM (Basic)	2	PLM (full)	3	PLM (point count)
4	5			

t: G.K.

Sampling Date: 4/13/98

Exhibit K

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	Chapter 11
)	
W. R. GRACE & CO., et al.¹)	Case No. 01-01139 (JKF)
)	
Debtors.)	(Jointly Administered)
)	
)	Hearing Date: January 24, 2005, 12:00 P.M. E.T.
)	Related Docket Nos: 4853, 6009, and 7104
)	1/24/05 Agenda No. 9

**ORDER DENYING THE OFFICIAL COMMITTEE OF ASBESTOS PROPERTY
DAMAGE CLAIMANTS' MOTION TO STRIKE THE DEBTORS' NOTICE OF
INTENT TO OBJECT TO CLAIMS ON THE BASIS OF MATERIALLY
INSUFFICIENT SUPPORTING INFORMATION AND OPPORTUNITY TO
SUPPLEMENT CLAIMS**

This matter coming before the court on The Official Committee of Property Damage Claimants' Motion to Strike the Debtors' Notice of Intent to Object to Claims on the Basis of Materially Insufficient Supporting Information and Opportunity to Supplement Claims (the "Motion to Strike") in the above-captioned bankruptcy cases; the Court having reviewed and

¹ The Debtors consist of the following 62 entities: W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc.), W. R. Grace & Co. Conn., A-1 Bit & Tool Co., Inc., Alewife Boston Ltd., Alewife Land Corporation, Amicon, Inc., CB Biomedical, Inc. (f/k/a Circe Biomedical, Inc.), CCHP, Inc., Coalgrace, Inc., Coalgrace II, Inc., Creative Food 'N Fun Company, Darex Puerto Rico, Inc., Del Taco Restaurants, Inc., Dewey and Almy, LLC (f/k/a Dewey and Almy Company), Ecarg, Inc., Five Alewife Boston Ltd., GC Limited Partners I, Inc., (f/k/a Grace Cocoa Limited Partners I, Inc.), GC Management, Inc. (f/k/a Grace Cocoa Management, Inc.), GEC Management Corporation, GN Holdings, Inc. GPC Thomasville Corp., Gloucester New Communities Company, Inc., Grace A-B Inc., Grace A-B II Inc., Grace Chemical Company of Cuba, Grace Culinary Systems, Inc., Grace Drilling Company, Grace Energy Corporation, Grace Environmental, Inc., Grace Europe, Inc., Grace H-G Inc., Grace H-G II Inc., Grace Hotel Services Corporation, Grace International Holdings, Inc. (f/k/a Dearborn International Holdings, Inc.), Grace Offshore Company, Grace PAR Corporation, Grace Petroleum Libya Incorporated, Grace Tarpon Investors, Inc., Grace Ventures Corp., Grace Washington, Inc., W. R. Grace Capital Corporation, W. R. Grace Land Corporation, Gracoal, Inc., Gracoal II, Inc., Guanica-Caribe Land Development Corporation, Hanover Square Corporation, Homco International, Inc., Kootenai Development Company, L B Realty, Inc., Litigation Management, Inc. (f/k/a GHSC Holding, Inc., Grace JVH, Inc., Asbestos Management, Inc.), Monolith Enterprises, Incorporated, Monroe Street, Inc., MRA Holdings Corp. (f/k/a Nestor-BNA Holdings Corporation), MRA Intermedco, Inc. (F/k/a Nestor-BNA, Inc.), MRA Staffing Systems, Inc. (f/k/a British Nursing Association, Inc.), Remedium Group, Inc. (f/k/a Environmental Liability Management, Inc., E&C Liquidating Corp., Emerson & Cuming, Inc.), Southern Oil, Resin & Fiberglass, Inc., Water Street Corporation, Axial Basin Ranch Company, CC Partners (f/k/a Cross Country Staffing), Hayden-Gulch West Coal Company, H-G Coal Company.

considered the Motion; the Court finding that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and (iii) no further notice or hearing on the Motion being required: IT IS HEREBY ORDERED THAT:

1. The Motion to Strike (Docket No. 7252) is denied.
2. Neither the Motion to Strike nor this Order shall have any effect on the 60-day Response Period for any holder of an Asbestos Property Damage Proof of Claim (as defined in this Court's Order Granting Limited Waiver of Del.Bankr.LR 3007-1 for the Purpose of Streamlining Objections to Certain Claims Filed Pursuant to the Bar Date Order, dated July 19, 2004), which began to run, for each holder of an Asbestos Property Damage Proof of Claim, on the date the Debtors sent the associated Notice of Intent.

Wilmington, Delaware

Dated: _____, 2005

UNITED STATES BANKRUPTCY JUDGE